



# Journal of the Senate

Number 14—Regular Session

Thursday, March 5, 2020

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## CALL TO ORDER

The Senate was called to order by President Galvano at 10:00 a.m. A quorum present—35:

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

## PRAYER

The following prayer was offered by the Reverend Kyle Peddie, Corinth Baptist Church, Hosford:

Dear Heavenly Father, thank you for another day on planet Earth. We want to pause before this great Senate meets today and acknowledge your presence, power, and sovereignty in our world today. Your word says your mercies are new each day, and we sure are grateful for that because we use them up by the end of each day.

As this session draws to a close, we pray for continued wisdom and discernment in all areas of the legislative process. As we agree with one another, let us do so with love and respect. As we disagree with one another, let us also show the same grace. Lord, may that happen inside, and especially outside, this chamber today and every day.

We pray for all the Senators' families while they are serving here today; bless their spouses, children, grandchildren, and other family members. Protect their homes while they are away as well, we humbly ask. You have been good to us in so many ways, dear Lord, so help us treat others the way you would have us to. Thanks again for allowing us the privilege to pray and seek your face. We claim that promise in your word, that when we draw close to you, you draw close to us. Bless all the Senators as they work today, bless President Galvano as he leads, and lastly, bless my wonderful friend, everybody's friend, my Senator, Bill Montford.

In Jesus' name I pray. Amen.

## PLEDGE

Senate Pages, Trinity Fagg of Gretna; Jonathan Howes of Gainesville; Catherine Kelly of Lake Placid, niece of Senator Benacquisto; Olivia Kelly of Lake Placid, niece of Senator Benacquisto; and Alicia Nagda of Citrus Springs, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

## DOCTOR OF THE DAY

The President recognized Dr. Jaclyn Nadler of Englewood, sponsored by Senator Gruters, as the doctor of the day. Dr. Nadler specializes in internal medicine.

By direction of the President, there being no objection, the Senate proceeded to—

## SPECIAL ORDER CALENDAR

On motion by Senator Diaz—

**CS for SB 1050**—A bill to be entitled An act relating to disaster volunteer leave for state employees; amending s. 110.120, F.S.; re-ordering, revising, and providing definitions; revising conditions under which an employee may be granted leave under the Florida Disaster Volunteer Leave Act; specifying requirements and limitations; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1050** was placed on the calendar of Bills on Third Reading.

**CS for CS for SB 1166**—A bill to be entitled An act relating to broadband Internet service; amending s. 339.0801, F.S.; authorizing certain funds within the State Transportation Trust Fund to be used for certain broadband infrastructure projects within or adjacent to multi-use corridors; requiring the Department of Transportation to give priority to certain projects; amending s. 364.0135, F.S.; defining terms; designating the Department of Economic Opportunity, and not the Department of Management Services, as the lead state entity to facilitate the expansion of broadband Internet service in this state; requiring the department to work collaboratively with certain entities; creating the Florida Office of Broadband within the Division of Community Development within the Department of Economic Opportunity; providing the purpose and duties of the office; making technical changes; repealing chapter 2012-131, Laws of Florida, relating to broadband Internet service; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1166**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 969** was withdrawn from the Committee on Appropriations.

On motion by Senator Albritton—

**CS for HB 969**—A bill to be entitled An act relating to broadband Internet service; amending s. 339.0801, F.S.; authorizing certain funds within the State Transportation Trust Fund to be used for certain broadband infrastructure projects within or adjacent to multiuse corridors; requiring the Department of Transportation to give priority to

certain projects; amending s. 364.0135, F.S.; defining terms; designating the Department of Economic Opportunity as the lead state agency to facilitate the expansion of broadband Internet service in the state; requiring the department to work collaboratively with certain entities; creating the Florida Office of Broadband within the Division of Community Development in the department; providing purpose and duties of the office; repealing chapter 2012-131, Laws of Florida, relating to broadband Internet service; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1166** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 969** was placed on the calendar of Bills on Third Reading.

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On motion by Senator Flores—

**CS for CS for SB 1552**—A bill to be entitled An act relating to law enforcement activities; amending s. 683.231, F.S.; authorizing a citizen support organization for Florida Missing Children's Day to provide grants to law enforcement agencies for specified purposes; redefining the term "citizen support organization"; providing requirements for such grants and for the citizen support organization; amending ss. 775.21 and 943.0435, F.S.; authorizing sexual predators and sexual offenders to report online information to the Department of Law Enforcement; revising reporting requirements for sexual predators and sexual offenders; making technical changes; providing for consideration for removal of the requirement to register as a sexual offender under certain circumstances; amending s. 943.0311, F.S.; requiring the Chief of Domestic Security to oversee the development of a statewide strategy for targeted violence prevention; requiring the chief to coordinate with state and local law enforcement agencies in the development of the statewide strategy and in its implementation; requiring periodic evaluation of the statewide strategy; providing construction; providing an effective date.

—was read the second time by title.

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

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Consideration of **SB 7016** was deferred.

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On motion by Senator Montford—

**SB 1272**—A bill to be entitled An act relating to the Statewide Emergency Shelter Task Force; establishing the task force adjunct to the Department of Management Services; specifying the task force's purpose; providing for the membership of the task force; providing requirements and restrictions for members of the task force; authorizing reimbursement for per diem and travel expenses; requiring the task force to report recommendations to the Governor and the Legislature by a specified date; providing for expiration; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1272** was placed on the calendar of Bills on Third Reading.

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On motion by Senator Harrell—

**CS for SB 738**—A bill to be entitled An act relating to jury service; amending s. 40.013, F.S.; requiring that full-time students who meet specified criteria be excused from jury service upon request; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 738** was placed on the calendar of Bills on Third Reading.

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**CS for CS for SB 752**—A bill to be entitled An act relating to emergency sheltering of persons with pets; amending s. 252.3568, F.S.; requiring the Department of Education to assist the Division of Emer-

gency Management in determining strategies regarding the evacuation of persons with pets; requiring counties that maintain designated shelters to designate a shelter that can accommodate persons with pets; specifying requirements for such shelters; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 752**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 705** was withdrawn from the Committees on Infrastructure and Security; Community Affairs; and Rules.

On motion by Senator Bean—

**CS for HB 705**—A bill to be entitled An act relating to emergency sheltering of persons with pets; amending s. 252.3568, F.S.; requiring the Department of Education to assist the Division of Emergency Management in determining strategies regarding the evacuation of persons with pets; requiring counties that maintain designated shelters to designate a shelter that can accommodate persons with pets; specifying requirements for such shelters; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 752** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 705** was placed on the calendar of Bills on Third Reading.

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**CS for SB 822**—A bill to be entitled An act relating to drones; amending s. 934.50, F.S.; adding an exception to prohibited uses of a drone; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 822**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 659** was withdrawn from the Committees on Environment and Natural Resources; Governmental Oversight and Accountability; and Rules.

On motion by Senator Albritton—

**CS for HB 659**—A bill to be entitled An act relating to drones; amending s. 934.50, F.S.; adding an exception to prohibited uses of a drone; providing an effective date.

—a companion measure, was substituted for **CS for SB 822** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 659** was placed on the calendar of Bills on Third Reading.

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**SB 1080**—A bill to be entitled An act relating to nonopioid alternatives; amending s. 456.44, F.S.; revising exceptions to certain controlled substance prescribing requirements; clarifying that a certain patient or patient representative must be informed of specified information, have specified information discussed with him or her, and be provided with an electronic or printed copy of a specified educational pamphlet; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1080**, pursuant to Rule 3.11(3), there being no objection, **HB 743** was withdrawn from the Committees on Health Policy; Judiciary; and Rules.

On motion by Senator Perry—

**HB 743**—A bill to be entitled An act relating to nonopioid alternatives; amending s. 456.44, F.S.; revising a requirement for certain health care practitioners to inform a patient or the patient's representative of nonopioid alternatives before prescribing or ordering an opioid drug; providing an effective date.

—a companion measure, was substituted for **SB 1080** and read the second time by title.

Pursuant to Rule 4.19, **HB 743** was placed on the calendar of Bills on Third Reading.

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Consideration of **CS for SB 1082** was deferred.

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On motion by Senator Rodriguez—

By Senators Rodriguez, Cruz, Stewart, Benacquisto, Bradley, Hutson, Mayfield, Diaz, Wright, Perry, Harrell, Albritton, and Hooper—

**CS for CS for SR's 214 and 222**—A resolution rejecting and condemning any philosophy that espouses the superiority of one group of people over another which is hateful, dangerous, or a morally corrupt expression of intolerance, and affirming that such philosophies are contradictory to the values that define the people of Florida and the United States.

WHEREAS, recent acts of domestic terror, including acts of mass violence, have shocked and saddened our nation, and

WHEREAS, this murderous violence was perpetrated by individuals who embraced philosophies that espouse the superiority of one group of people over another on the basis of race, color, national origin, sex, religion, or disability, and

WHEREAS, these philosophies are embraced by groups which include white nationalists, white supremacists, “incels”, and others, and

WHEREAS, these philosophies are contradictory to the values, constitutional protections, and moral fiber of the United States of America and the State of Florida, NOW, THEREFORE,

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

That the Florida Senate rejects and condemns any philosophy that incites one group of people against another on the basis of race, color, national origin, sex, religion, or disability, and

BE IT FURTHER RESOLVED that the Florida Senate rejects and condemns the philosophies embraced by white nationalists and white supremacists, and

BE IT FURTHER RESOLVED that the Florida Senate affirms that such philosophies are contradictory to the values that define the people of Florida and the United States.

—was read the second time by title. On motion by Senator Rodriguez, **CS for CS for SR's 214 and 222** was adopted.

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Consideration of **CS for CS for SB 728** was deferred.

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On motion by Senator Diaz—

**CS for CS for SB 538**—A bill to be entitled An act relating to emergency reporting; creating s. 252.351, F.S.; defining the term “office”; requiring the State Watch Office within the Division of Emergency Management to create a list of reportable incidents; requiring a political subdivision to report incidents contained on the list to the office; authorizing the office to establish guidelines a political subdivision must follow to report an incident; requiring the office to annually provide the list of reportable incidents to each political subdivision; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 538** was placed on the calendar of Bills on Third Reading.

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On motion by Senator Thurston—

**CS for CS for SB 1060**—A bill to be entitled An act relating to public records and meetings; amending s. 119.071, F.S.; providing an exemption from public records requirements for certain documents which depict the structural elements of certain 911, E911, or public safety

radio communication system infrastructure, structures, or facilities; providing an exemption from public records requirements for geographical maps indicating the actual or proposed locations of certain 911, E911, or public safety radio communication system infrastructure, structures, or facilities; providing for retroactive application; authorizing disclosure under certain circumstances; defining the term “public safety radio”; providing for future legislative review and repeal of the exemptions; amending s. 286.0113, F.S.; providing an exemption from public meetings requirements for portions of meetings that would reveal certain documents depicting the structural elements of certain 911, E911, or public safety radio communication system infrastructure, structures, or facilities; requiring the recording and transcription of exempt portions of such meetings; providing an exemption from public records requirements for such recordings and transcripts; providing an exception; defining the term “public safety radio”; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1060** was placed on the calendar of Bills on Third Reading.

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On motion by Senator Lee—

**SB 7016**—A bill to be entitled An act relating to the Statewide Office of Resiliency; creating s. 14.2031, F.S.; establishing the office within the Executive Office of the Governor; providing for appointment of the Chief Resilience Officer by the Governor; creating the Statewide Sea-Level Rise Task Force within the office; specifying the purpose of the task force; providing for the membership of the task force; providing timeframes for initial appointments and the task force’s initial meeting; specifying duties of the task force; authorizing the Department of Environmental Protection to contract for specified services, upon request of the task force; requiring the Department of Environmental Protection to serve as the task force’s contract administrator and to provide administrative support; authorizing the designation of technical advisory groups for specified purposes; prescribing reporting requirements; requiring the Environmental Regulation Commission to take certain action on the task force’s recommendations; specifying the function of the consensus baseline projections; providing for future repeal of the task force; providing an appropriation; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7016** was placed on the calendar of Bills on Third Reading.

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On motion by Senator Lee—

**SB 7020**—A bill to be entitled An act relating to emergency staging areas; creating s. 338.236, F.S.; authorizing the Department of Transportation to plan, design, and construct staging areas as part of the turnpike system for the intended purpose of staging supplies for prompt provision of assistance to the public in a declared state of emergency; requiring the department, in consultation with the Division of Emergency Management, to select sites for such areas; providing factors to be considered by the department and division in selecting sites; requiring the department to give priority consideration to placement of such staging areas in specified counties; authorizing the department to acquire property necessary for such staging areas; authorizing the department to authorize certain other uses of staging areas; requiring staging area projects to be included in the department’s work program; providing an effective date.

—was read the second time by title.

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

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**CS for CS for SB 122**—A bill to be entitled An act relating to child welfare; providing a short title; amending s. 39.202, F.S.; expanding the list of entities with access to certain records that relate to child abandonment, abuse, or neglect held by the Department of Children and Families; amending s. 39.303, F.S.; requiring Child Protection Teams to be capable of providing certain training relating to head trauma and brain injuries in children younger than a specified age; amending s. 39.401, F.S.; authorizing the parent or legal guardian of a child to request a second medical evaluation of a child under certain circumstances; requiring the court to consider such evaluation when determining whether to remove the child from the home; amending s. 39.820, F.S.; revising the definition of the terms “guardian ad litem” and “guardian advocate”; amending s. 39.8296, F.S.; requiring that the guardian ad litem training program include training on the recognition of and responses to head trauma and brain injury in specified children; amending s. 402.40, F.S.; revising legislative intent and providing legislative findings; requiring the department to develop and implement a specified child welfare workforce development framework in collaboration with other specified entities; providing requirements for the department relating to workforce education requirements; requiring the department to submit an annual report to the Governor and the Legislature by a specified date; requiring community-based care lead agencies to submit a plan and timeline to the department relating to certain child welfare staff by a specified date; providing requirements for the department related to workforce training; providing additional duties for third-party credentialing entities; requiring certain attorneys employed by the department to complete certain training by a specified date; deleting definitions; deleting provisions relating to core competencies and specializations; amending s. 409.988, F.S.; requiring a lead agency to ensure that certain individuals receive specified training relating to head trauma and brain injuries in children younger than a specified age; revising the types of services a lead agency is required to provide; creating s. 943.17298, F.S.; requiring law enforcement officers to complete training relating to head trauma and brain injuries in children younger than a specified age as part of either basic recruit training or continuing training or education by a specified date; amending s. 1004.615, F.S.; revising the purpose of the Florida Institute for Child Welfare; revising requirements for the institute; revising the contents of the annual report that the institute must provide to the Governor and the Legislature; deleting obsolete provisions; repealing s. 402.402, F.S., relating to child protection and child welfare personnel and attorneys employed by the department; amending s. 409.996, F.S.; authorizing the department, in collaboration with certain lead agencies, to create and implement a program to more effectively provide case management services to specified children; providing criteria for selecting judicial circuits for implementation of the program; specifying requirements of the program; requiring the department to submit a report to the Governor and the Legislature by a specified date under specified conditions; amending s. 1009.25, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 122**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 43** was withdrawn from the Committee on Rules.

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

**CS for HB 43**—A bill to be entitled An act relating to child welfare; providing a short title; amending s. 25.385, F.S.; requiring the Florida Court Educational Council to establish certain standards for instruction of circuit and county court judges for dependency cases; creating s. 39.0142, F.S.; requiring the Department of Law Enforcement to provide certain information to law enforcement officers relating to specified individuals; providing how such information shall be provided to law enforcement officers; providing requirements for law enforcement officers and the central abuse hotline relating to specified interactions with certain persons and how to relay details of such interactions; amending s. 39.820, F.S.; revising the definition of the term “guardian ad litem;” amending s. 39.8296, F.S.; requiring that the guardian ad litem training program include training on the recognition of and responses to head trauma and brain injury in specified children; revising the membership of the Statewide Guardian Ad Litem Curriculum Committee; amending s. 402.402, F.S.; requiring certain entities to provide training to certain parties on the recognition of and responses to head trauma and brain injury in specified children; amending s. 409.988, F.S.; requiring lead agencies to provide certain individuals with training on the recognition

of and responses to head trauma and brain injury in specified children; authorizing lead agencies to provide intensive family reunification services that combine child welfare and mental health services to certain families; amending s. 409.996, F.S.; authorizing the Department of Children and Families and certain lead agencies to create and implement a program to more effectively provide case management services to specified children; providing criteria for selecting judicial circuits for implementation of the program; specifying requirements of the program; requiring a report to the Legislature and Governor under specified conditions; creating s. 943.17298, F.S.; requiring the Criminal Justice Standards and Training Commission to incorporate training for specified purposes; requiring law enforcement officers to complete such training as part of either basic recruit training or continuing training or education by a specified date; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 122** and 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 Rouson moved the following amendment which was adopted:

**Amendment 1 (755426) (with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. *This act may be cited as “Jordan’s Law.”*

Section 2. Section 25.385, Florida Statutes, is amended to read:

25.385 Standards for instruction of circuit and county court judges ~~in handling domestic violence cases.~~—

(1) The Florida Court Educational Council shall establish standards for instruction of circuit and county court judges who have responsibility for domestic violence cases, and the council shall provide such instruction on a periodic and timely basis.

~~(2) As used in this subsection, section:~~

~~(a) the term “domestic violence” has the meaning set forth in s. 741.28.~~

~~(b) “Family or household member” has the meaning set forth in s. 741.28.~~

(2) *The Florida Court Educational Council shall establish standards for instruction of circuit and county court judges who have responsibility for dependency cases regarding the recognition of and responses to head trauma and brain injury in a child under 6 years of age. The council shall provide such instruction on a periodic and timely basis.*

Section 3. Section 39.0142, Florida Statutes, is created to read:

*39.0142 Notifying law enforcement officers of parent or caregiver names.—Beginning March 1, 2021, the Department of Law Enforcement shall provide information to law enforcement officers stating whether a person is a parent or caregiver who is currently the subject of a child protective investigation for alleged child abuse, abandonment, or neglect or is a parent or caregiver of a child who has been allowed to return to or remain in the home under judicial supervision after an adjudication of dependency. The Florida Department of Law Enforcement shall provide this data via a Florida Crime Information Center query into the department’s child protection database.*

(1) *If a law enforcement officer has an interaction with a parent or caregiver as described in this section and the interaction results in the officer having concern about a child’s health, safety, or well-being, the officer shall report relevant details of the interaction to the central abuse hotline immediately after the interaction even if the requirements of s. 39.201, relating to a person having actual knowledge or suspicion of abuse, abandonment, or neglect, are not met.*

(2) *The central abuse hotline shall provide any relevant information to:*

(a) *The child protective investigator, if the parent or caregiver is the subject of a child protective investigation; or*

(b) *The child's case manager and the attorney representing the department, if the parent or caregiver has a child under judicial supervision after an adjudication of dependency.*

Section 4. Paragraph (h) of subsection (3) of section 39.303, Florida Statutes, is amended to read:

39.303 Child Protection Teams and sexual abuse treatment programs; services; eligible cases.—

(3) The Department of Health shall use and convene the Child Protection Teams to supplement the assessment and protective supervision activities of the family safety and preservation program of the Department of Children and Families. This section does not remove or reduce the duty and responsibility of any person to report pursuant to this chapter all suspected or actual cases of child abuse, abandonment, or neglect or sexual abuse of a child. The role of the Child Protection Teams is to support activities of the program and to provide services deemed by the Child Protection Teams to be necessary and appropriate to abused, abandoned, and neglected children upon referral. The specialized diagnostic assessment, evaluation, coordination, consultation, and other supportive services that a Child Protection Team must be capable of providing include, but are not limited to, the following:

(h) Such training services for program and other employees of the Department of Children and Families, employees of the Department of Health, and other medical professionals as is deemed appropriate to enable them to develop and maintain their professional skills and abilities in handling child abuse, abandonment, and neglect cases. *The training service must include training in the recognition of and appropriate responses to head trauma and brain injury in a child under 6 years of age as required by ss. 402.402(2) and 409.988.*

A Child Protection Team that is evaluating a report of medical neglect and assessing the health care needs of a medically complex child shall consult with a physician who has experience in treating children with the same condition.

Section 5. Section 39.820, Florida Statutes, is amended to read:

39.820 Definitions.—As used in this ~~chapter part~~, the term:

(1) “Guardian ad litem” as referred to in any civil or criminal proceeding includes the following: ~~the Statewide Guardian Ad Litem Office, which includes circuit a certified guardian ad litem programs; program,~~ a duly certified volunteer, a staff member, a staff attorney, a contract attorney, or a ~~certified~~ pro bono attorney working on behalf of a guardian ad litem ~~or the program; staff members of a program office;~~ a court-appointed attorney; or a responsible adult who is appointed by the court to represent the best interests of a child in a proceeding as provided for by law, including, but not limited to, this chapter, who is a party to any judicial proceeding as a representative of the child, and who serves until discharged by the court.

(2) “Guardian advocate” means a person appointed by the court to act on behalf of a drug dependent newborn ~~under pursuant to the provisions of this part.~~

Section 6. Paragraph (b) of subsection (2) of section 39.8296, Florida Statutes, is amended to read:

39.8296 Statewide Guardian Ad Litem Office; legislative findings and intent; creation; appointment of executive director; duties of office.—

(2) STATEWIDE GUARDIAN AD LITEM OFFICE.—There is created a Statewide Guardian Ad Litem Office within the Justice Administrative Commission. The Justice Administrative Commission shall provide administrative support and service to the office to the extent requested by the executive director within the available resources of the commission. The Statewide Guardian Ad Litem Office ~~is shall not be~~ subject to control, supervision, or direction by the Justice Administrative Commission in the performance of its duties, but the employees of the office ~~are shall be~~ governed by the classification plan and salary and benefits plan approved by the Justice Administrative Commission.

(b) The Statewide Guardian Ad Litem Office shall, within available resources, have oversight responsibilities for and provide technical as-

sistance to all guardian ad litem and attorney ad litem programs located within the judicial circuits.

1. The office shall identify the resources required to implement methods of collecting, reporting, and tracking reliable and consistent case data.

2. The office shall review the current guardian ad litem programs in Florida and other states.

3. The office, in consultation with local guardian ad litem offices, shall develop statewide performance measures and standards.

4. The office shall develop a guardian ad litem training program, *which shall include, but is not limited to, training on the recognition of and responses to head trauma and brain injury in a child under 6 years of age.* The office shall establish a curriculum committee to develop the training program specified in this subparagraph. The curriculum committee shall include, but not be limited to, dependency judges, directors of circuit guardian ad litem programs, active certified guardians ad litem, a mental health professional who specializes in the treatment of children, a member of a child advocacy group, a representative of a ~~domestic violence advocacy group the Florida Coalition Against Domestic Violence,~~ an individual with a degree in social work, and a social worker experienced in working with victims and perpetrators of child abuse.

5. The office shall review the various methods of funding guardian ad litem programs, ~~shall~~ maximize the use of those funding sources to the extent possible, and ~~shall~~ review the kinds of services being provided by circuit guardian ad litem programs.

6. The office shall determine the feasibility or desirability of new concepts of organization, administration, financing, or service delivery designed to preserve the civil and constitutional rights and fulfill other needs of dependent children.

7. In an effort to promote normalcy and establish trust between a court-appointed volunteer guardian ad litem and a child alleged to be abused, abandoned, or neglected under this chapter, a guardian ad litem may transport a child. However, a guardian ad litem volunteer may not be required or directed by the program or a court to transport a child.

8. The office shall submit to the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Chief Justice of the Supreme Court an interim report describing the progress of the office in meeting the goals as described in this section. The office shall submit to the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Chief Justice of the Supreme Court a proposed plan including alternatives for meeting the state's guardian ad litem and attorney ad litem needs. This plan may include recommendations for less than the entire state, may include a phase-in system, and shall include estimates of the cost of each of the alternatives. Each year the office shall provide a status report and provide further recommendations to address the need for guardian ad litem services and related issues.

Section 7. Subsection (3) of section 402.40, Florida Statutes, is amended to read:

402.40 Child welfare training and certification.—

(3) THIRD-PARTY CREDENTIALING ENTITIES.—The department shall approve one or more third-party credentialing entities for the purpose of developing and administering child welfare certification programs for persons who provide child welfare services. A third-party credentialing entity shall request such approval in writing from the department. In order to obtain approval, the third-party credentialing entity must:

(a) Establish professional requirements and standards that applicants must achieve in order to obtain a child welfare certification and to maintain such certification.

(b) Develop and apply core competencies and examination instruments according to nationally recognized certification and psychometric standards.

(c) Maintain a professional code of ethics and a disciplinary process that apply to all persons holding child welfare certification.

(d) Maintain a database, accessible to the public, of all persons holding child welfare certification, including any history of ethical violations.

(e) Require annual continuing education for persons holding child welfare certification.

(f) Administer a continuing education provider program to ensure that only qualified providers offer continuing education opportunities for certificateholders.

(g) *Review the findings and all relevant records involving the death of a child or other critical incident following completion of any reviews by the department, the inspector general, or the Office of the Attorney General. Such review may occur only upon the filing of a complaint from an outside party involving certified personnel. This review shall assess the certified personnel's compliance with the third-party credentialing entity's published code of ethical and professional conduct and disciplinary procedures.*

(h)(g) Maintain an advisory committee, including representatives from each region of the department, each sheriff's office providing child protective services, and each community-based care lead agency, who shall be appointed by the organization they represent. The third-party credentialing entity may appoint additional members to the advisory committee.

Section 8. Subsections (2) and (4) of section 402.402, Florida Statutes, are amended to read:

402.402 Child protection and child welfare personnel; attorneys employed by the department.—

(2) SPECIALIZED TRAINING.—All child protective investigators and child protective investigation supervisors employed by the department or a sheriff's office must complete *the following* specialized training:

(a) *Training on the recognition of and responses to head trauma and brain injury in a child under 6 years of age developed by the Child Protection Team Program within the Department of Health.*

(b) *Training that is either focused on serving a specific population, including, but not limited to, medically fragile children, sexually exploited children, children under 3 years of age, or families with a history of domestic violence, mental illness, or substance abuse, or focused on performing certain aspects of child protection practice, including, but not limited to, investigation techniques and analysis of family dynamics.*

The specialized training may be used to fulfill continuing education requirements under s. 402.40(3)(e). Individuals hired before July 1, 2014, shall complete the specialized training by June 30, 2016, and individuals hired on or after July 1, 2014, shall complete the specialized training within 2 years after hire. An individual may receive specialized training in multiple areas.

(4) ATTORNEYS EMPLOYED BY THE DEPARTMENT TO HANDLE CHILD WELFARE CASES.—Attorneys hired on or after July 1, 2014, whose primary responsibility is representing the department in child welfare cases shall, within the first 6 months of employment, receive training in *all of the following*:

(a) The dependency court process, including the attorney's role in preparing and reviewing documents prepared for dependency court for accuracy and completeness.‡

(b) Preparing and presenting child welfare cases, including at least 1 week shadowing an experienced children's legal services attorney preparing and presenting cases.‡

(c) Safety assessment, safety decisionmaking tools, and safety plans.‡

(d) Developing information presented by investigators and case managers to support decisionmaking in the best interest of children.‡ ~~and~~

(e) The experiences and techniques of case managers and investigators, including shadowing an experienced child protective investigator and an experienced case manager for at least 8 hours.

(f) *The recognition of and responses to head trauma and brain injury in a child under 6 years of age.*

Section 9. Paragraph (f) of subsection (1) and subsection (3) of section 409.988, Florida Statutes, are amended to read:

409.988 Lead agency duties; general provisions.—

(1) DUTIES.—A lead agency:

(f) Shall ensure that all individuals providing care for dependent children receive appropriate training and meet the minimum employment standards established by the department. *Appropriate training shall include, but is not limited to, training on the recognition of and responses to head trauma and brain injury in a child under 6 years of age developed by the Child Protection Team Program within the Department of Health.*

(3) SERVICES.—A lead agency must provide dependent children with services that are supported by research or that are recognized as best practices in the child welfare field. The agency shall give priority to the use of services that are evidence-based and trauma-informed and may also provide other innovative services, including, but not limited to, family-centered and cognitive-behavioral interventions designed to mitigate out-of-home placements and *intensive family reunification services that combine child welfare and mental health services for families with dependent children under 6 years of age.*

Section 10. Section 943.17298, Florida Statutes, is created to read:

943.17298 *Training in the recognition of and responses to head trauma and brain injury.—The commission shall establish standards for the instruction of law enforcement officers in the subject of recognition of and responses to head trauma and brain injury in a child under 6 years of age to aid an officer in the detection of head trauma and brain injury due to child abuse. Each law enforcement officer must successfully complete the training as part of the basic recruit training for a law enforcement officer, as required under s. 943.13(9), or as a part of continuing training or education required under s. 943.135(1), before July 1, 2022.*

Section 11. *Until all systems enhancements and integrations required to implement the provisions of s. 39.0142, Florida Statutes, are complete and in production, the Florida Department of Law Enforcement, in collaboration with the Department of Children and Families, shall submit quarterly status reports to the Office of Policy and Budget in the Executive Office of the Governor and the chair of each legislative appropriations committee. Each report must detail progress made to date on each activity needed to implement the technology provisions of the bill.*

Section 12. This act shall take effect July 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 child welfare; providing a short title; amending s. 25.385, F.S.; requiring the Florida Court Educational Council to establish certain standards for instruction of circuit and county court judges for dependency cases; deleting obsolete language; creating s. 39.0142, F.S.; requiring the Department of Law Enforcement to provide certain information to law enforcement officers relating to specified individuals; requiring that such information be provided in a specified manner; providing requirements for law enforcement officers relating to specified interactions with certain persons; requiring the central abuse hotline to provide relevant information to certain persons; amending s. 39.303, F.S.; requiring Child Protection Teams to be capable of providing certain training relating to head trauma and brain injuries in children younger than a specified age; amending s. 39.820, F.S.; revising the definition of the term "guardian ad litem;" making technical changes; amending s. 39.8296, F.S.; requiring that the guar-

dian ad litem training program include training on the recognition of and responses to head trauma and brain injury in specified children; revising the membership of the curriculum committee established by the Statewide Guardian Ad Litem Office within the Justice Administrative Commission; amending s. 402.40, F.S.; requiring third-party credentialing entities to conduct reviews to ensure compliance with the entity's published code of ethical and professional conduct and disciplinary procedures under certain circumstances; amending s. 402.402, F.S.; requiring certain child protective investigators, child protective investigation supervisors, and attorneys to complete training on the recognition of and responses to head trauma and brain injury in specified children; amending s. 409.988, F.S.; requiring lead agencies to provide certain individuals with training on the recognition of and responses to head trauma and brain injury in specified children; authorizing lead agencies to provide intensive family reunification services that combine child welfare and mental health services to certain families; creating s. 943.17298, F.S.; requiring the Criminal Justice Standards and Training Commission to establish standards for the instruction of law enforcement officers in a specified subject; requiring law enforcement officers to complete such training as part of either basic recruit training, continuing training, or education by a specified date; requiring the Florida Department of Law Enforcement, in collaboration with the Department of Children and Families, to submit quarterly status reports containing specified information to the Office of Policy and Budget in the Executive Office of the Governor and to the chair of each legislative appropriations committee until certain requirements are met; providing an effective date.

Pursuant to Rule 4.19, **CS for HB 43**, as amended, was placed on the calendar of Bills on Third Reading.

On motion by Senator Book—

**CS for CS for SB 70**—A bill to be entitled An act relating to alert systems in public schools; providing a short title; amending s. 1006.07, F.S.; requiring each public school to implement an interoperable mobile panic alert system for specified purposes beginning in a specified school year; providing requirements for such system; requiring the Department of Education to issue a competitive solicitation to contract for an interoperable mobile panic alert system for all public schools statewide, subject to appropriation; requiring the department to consult with the Marjory Stoneman Douglas High School Public Safety Commission and the Department of Law Enforcement in the development of the competitive solicitation; 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 Book moved the following amendment which was adopted:

**Amendment 1 (658434) (with title amendment)**—Delete lines 49-50 and insert:

*School Public Safety Commission, the Department of Law Enforcement, and the Division of Emergency Management in the development of the competitive solicitation*

And the title is amended as follows:

Delete lines 13-14 and insert: Public Safety Commission, the Department of Law Enforcement, and the Division of Emergency Management in the development of the competitive

Pursuant to Rule 4.19, **CS for CS for SB 70**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Lee—

**SB 7048**—A bill to be entitled An act relating to public records; amending s. 252.385, F.S.; creating an exemption from public records requirements for the name, address, and telephone number of a person which are held by an agency providing shelter or assistance to such person during an emergency; providing for future legislative review and

repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7048** was placed on the calendar of Bills on Third Reading.

By direction of the President, there being no objection, the Senate reverted to—

**BILLS ON THIRD READING**

**CS for HB 171**—A bill to be entitled An act relating to postsecondary education for certain military personnel; amending s. 1004.096, F.S.; requiring the Board of Governors and the State Board of Education, in consultation with the Department of Veterans' Affairs, to create a process for the uniform award of postsecondary credit or career education clock hours to certain servicemembers and veterans of the United States Armed Forces; requiring the Articulation Coordinating Committee to convene a workgroup by a specified date; providing for membership and duties of the workgroup; providing administrative support for the workgroup; requiring the workgroup to provide recommendations to the Board of Governors and the State Board of Education by a specified date; requiring the Board of Governors and the State Board of Education to approve the recommendations; requiring the Articulation Coordinating Committee to facilitate the review of courses taken and occupations held by individuals during their service in the military for postsecondary credit and career education clock hours; requiring the Articulation Coordinating Committee to approve and the Board of Governors and the State Board of Education to adopt a specified list within a specified timeframe; requiring delineation of credit and career education clock hours in the statewide articulation agreement; requiring certain postsecondary institutions to award uniform postsecondary credit or career education clock hours for specified courses taken and occupations held by individuals during their service in the military; authorizing the award of additional credits or career education clock hours; requiring certain credits and career education clock hours to transfer between specified postsecondary institutions; amending s. 1009.26, F.S.; requiring specified postsecondary institutions to waive the transcript fee for active duty members of the United States Armed Forces, certain veterans, and their spouses and dependents; providing reporting requirements for such fee waivers; requiring the Board of Governors and the State Board of Education to adopt regulations and rules, respectively; providing an effective date.

—was read the third time by title.

On motion by Senator Lee, **CS for HB 171** was 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	Lee	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright

Nays—None

Vote after roll call:

Yea—Hutson

**CS for SB 952**—A bill to be entitled An act relating to the Senior Management Service Class; amending s. 121.055, F.S.; providing that participation in the Senior Management Service Class of the Florida Retirement System is compulsory for each appointed criminal conflict and civil regional counsel and specified staff of the regional counsel beginning on a specified date; authorizing members of the class to purchase and upgrade certain retirement credit; providing an effective date.

—was read the third time by title.

On motion by Senator Perry, **CS for SB 952** was 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	Lee	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright

Nays—None

Vote after roll call:

Yea—Hutson

**CS for SB 1146**—A bill to be entitled An act relating to the Special Risk Class of the Florida Retirement System; amending s. 121.0515, F.S.; adding juvenile justice detention officers I and II and juvenile justice detention officer supervisors employed by the Department of Juvenile Justice who meet certain criteria to the class; providing a declaration of important state interest; providing an effective date.

—was read the third time by title.

On motion by Senator Brandes, **CS for SB 1146** was 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	Lee	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright

Nays—None

Vote after roll call:

Yea—Hutson

**CS for SB 966**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for property photographs and personal identifying in-

formation provided to specified entities by certain persons for the purpose of disaster recovery assistance; authorizing access to such records and information for certain purposes; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

On motion by Senator Gainer, **CS for SB 966**, as amended, was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Hutson, Rouson

**CS for CS for SB 994**—A bill to be entitled An act relating to guardianship; amending s. 744.312, F.S.; expanding factors for a court to consider when appointing a guardian; amending s. 744.334, F.S.; revising requirements for a petition for the appointment of a guardian; defining the term “alternatives to guardianship”; prohibiting professional guardians from petitioning for their own appointment except under certain circumstances; defining the term “relative”; providing that a specified provision does not apply to public guardians under specified circumstances; amending s. 744.363, F.S.; expanding requirements for initial guardianship plans; amending s. 744.367, F.S.; expanding requirements for annual guardianship reports; defining the term “remuneration”; amending s. 744.3675, F.S.; expanding requirements for annual guardianship plans; amending s. 744.441, F.S.; authorizing certain guardians to sign an order not to resuscitate; requiring the court to use specified procedures for expedited judicial intervention under certain circumstances; amending s. 744.446, F.S.; prohibiting guardians from taking certain actions on behalf of an alleged incapacitated person or minor; revising provisions relating to conflicts of interest; providing an effective date.

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

On motion by Senator Passidomo, **CS for CS for SB 994**, as amended, was 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	Lee	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright



Nays—None

Yeas—40

Vote after roll call:

Yea—Hutson

CS for SB 368—A bill to be entitled An act relating to the Tampa Bay Area Regional Transit Authority; amending s. 339.175, F.S.; renaming the Tampa Bay Area Regional Transit Authority Metropolitan Planning Organization Chairs Coordinating Committee as the Chairs Coordinating Committee; deleting a requirement that the Tampa Bay Area Regional Transit Authority provide the committee with administrative support and direction; amending s. 343.92, F.S.; providing that a mayor’s designated alternate may be a member of the governing board of the authority; requiring that the alternate be an elected member of the city council of the mayor’s municipality and be approved by the municipality’s city council; requiring a mayor’s designated alternate to attend meetings under certain circumstances, in which case the alternate has full voting rights; providing that a simple majority of board members constitutes a quorum and that a simple majority of those members present is necessary for any action to be taken; deleting obsolete language; amending s. 343.922, F.S.; revising a provision requiring the authority to present the regional transit development plan and updates to specified entities; deleting a provision requiring that the authority coordinate plans and projects with the TBARTA Metropolitan Planning Organization Chairs Coordinating Committee and participate in the regional M.P.O. planning process to ensure regional comprehension of the authority’s mission, goals, and objectives; deleting a provision requiring that the authority provide administrative support and direction to the TBARTA Metropolitan Planning Organization Chairs Coordinating Committee; providing an effective date.

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

On motion by Senator Rouson, CS for SB 368, as amended, was passed and certified to the House. The vote on passage was:

Yeas—40

Table with 3 columns: Mr. President, Albritton, Baxley, Bean, Benacquisto, Berman, Book, Bracy, Bradley, Brandes, Braynon, Broxson, Cruz, Diaz, Farmer, Flores, Gainer, Gibson, Gruters, Harrell, Hooper, Hutson, Lee, Mayfield, Montford, Passidomo, Perry, Pizzo, Powell, Rader, Rodriguez, Rouson, Simmons, Simpson, Stargel, Stewart, Taddeo, Thurston, Torres, Wright

Nays—None

CS for CS for SB 78—A bill to be entitled An act relating to transportation-related facility designations; providing honorary designations of certain transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; amending chapter 2014-228, L.O.F.; revising the name of an honorary designation; providing an honorary designation of certain transportation facilities specified; directing the Department of Transportation to erect suitable markers and to examine the feasibility to rename the facilities specified; requiring a report by a date certain; providing an honorary designation of a facility in a specified county; directing the Department of Highway Safety and Motor Vehicles to erect suitable markers; amending chapter 2019-169, L.O.F.; correcting the location of an honorary designation; providing an effective date.

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

On motion by Senator Broxson, CS for CS for SB 78, as amended, was passed and certified to the House. The vote on passage was:

Table with 3 columns: Mr. President, Albritton, Baxley, Bean, Benacquisto, Berman, Book, Bracy, Bradley, Brandes, Braynon, Broxson, Cruz, Diaz, Farmer, Flores, Gainer, Gibson, Gruters, Harrell, Hooper, Hutson, Lee, Mayfield, Montford, Passidomo, Perry, Pizzo, Powell, Rader, Rodriguez, Rouson, Simmons, Simpson, Stargel, Stewart, Taddeo, Thurston, Torres, Wright

Nays—None

SPECIAL RECOGNITION OF SENATOR MONTFORD

At the direction of the President, the Senate proceeded to the recognition of Senator Bill Montford, honoring his years of service to the Senate as he approaches the completion of his term for the 3rd Senate District. A video tribute was played honoring Senator Montford. The President recognized Senator Montford for farewell remarks. On behalf of the Senate, Senator Passidomo presented Senator Montford with a framed ceremonial copy of CS for CS for SB 552 (2016) Environmental Resources, ch. 2016-1, Laws of Florida.

RECESS

The President declared the Senate in recess at 12:25 p.m. to reconvene at 1:45 p.m. or upon his call.

AFTERNOON SESSION

The Senate was called to order by the President at 1:45 p.m. A quorum present—30:

Table with 3 columns: Mr. President, Albritton, Baxley, Bean, Benacquisto, Berman, Book, Bradley, Brandes, Braynon, Broxson, Cruz, Gainer, Gibson, Gruters, Harrell, Hooper, Mayfield, Montford, Passidomo, Perry, Rader, Rouson, Simmons, Stargel, Taddeo, Thurston, Torres, Wright

By direction of the President, there being no objection, the Senate proceeded to—

SPECIAL ORDER CALENDAR, continued

On motion by Senator Hooper—

SB 7056—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; exempting from public records requirements active threat assessment and active threat management records; providing circumstances under which such records are considered active; defining terms; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7056** was placed on the calendar of Bills on Third Reading.

On motion by Senator Stewart—

**CS for SR 1572**—A resolution expressing the Legislature’s support for the adoption of policies that will prepare Florida for the environmental and economic impact of climate change, sea-level rise, and flooding, and recognizing the important role that resiliency and infrastructure will play in fortifying this state.

WHEREAS, the State of Florida has 1,350 miles of low-elevation coastline, and 75 percent of this state’s population are living in coastal counties that generate a significant portion of this state’s economic output, and

WHEREAS, the residents and the economy of this state, and the State of Florida itself, would benefit from the development of an established estimated consensus projection of anticipated sea-level rise and flooding impacts to these communities in developing future projects, plans, and programs, and

WHEREAS, clean and renewable energy is a tool that combats climate change, and the provision of adequate electric vehicle charging stations along our main transportation infrastructure will make a cleaner fuel source more readily available and reduce carbon dioxide emissions, and

WHEREAS, appropriate infrastructure will continue to fortify and protect this state, NOW, THEREFORE,

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

That the Legislature intends to adopt policies focusing on resiliency efforts and appropriate infrastructure which prepare Florida for the environmental and economic impact of climate change, sea-level rise, and flooding and policies relating to clean and renewable energy, including the provision of adequate electric vehicle charging stations.

—was read the second time by title. On motion by Senator Stewart, **CS for SR 1572** was adopted.

Consideration of **CS for CS for CS for SB 664**, **CS for SB 1148**, and **CS for SB 7018** was deferred.

**SB 7002**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 383.412, F.S., relating to an exemption from public records and meeting requirements for certain identifying information held or discussed by the State Child Abuse Death Review Committee or a local committee; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7002**, pursuant to Rule 3.11(3), there being no objection, **HB 7023** was withdrawn from the Committees on Children, Families, and Elder Affairs; Governmental Oversight and Accountability; and Rules.

On motion by Senator Book—

**HB 7023**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 383.412, F.S., which provides an exemption from public records requirements for certain identifying information held by the State Child Abuse Death Review Committee or local committee for certain purposes and provides an exemption from public meetings requirements for meetings wherein such information is discussed; removing the scheduled repeal of the exemptions; providing an effective date.

—a companion measure, was substituted for **SB 7002** and read the second time by title.

Pursuant to Rule 4.19, **HB 7023** was placed on the calendar of Bills on Third Reading.

**CS for SB 290**—A bill to be entitled An act relating to school bus safety; amending s. 318.18, F.S.; revising civil penalties for certain violations relating to stopping for a school bus; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 290**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 37** was withdrawn from the Committees on Infrastructure and Security; Judiciary; and Rules.

On motion by Senator Hooper—

**CS for HB 37**—A bill to be entitled An act relating to school bus safety; amending s. 318.18, F.S.; revising civil penalties for certain violations relating to stopping for a school bus; providing an effective date.

—a companion measure, was substituted for **CS for SB 290** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 37** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 7040** was deferred.

On motion by Senator Mayfield—

**CS for CS for SB 712**—A bill to be entitled An act relating to environmental resource management; providing a short title; requiring the Department of Health to provide a specified report to the Governor and the Legislature by a specified date; requiring the Department of Health and the Department of Environmental Protection to submit to the Governor and the Legislature, by a specified date, certain recommendations relating to the transfer of the Onsite Sewage Program; requiring the departments to enter into an interagency agreement that meets certain requirements by a specified date; transferring the Onsite Sewage Program within the Department of Health to the Department of Environmental Protection by a type two transfer by a specified date; providing that certain employees retain and transfer certain types of leave upon the transfer; amending s. 20.255, F.S.; reducing the number of members of the Cabinet required concur with the Governor’s appointment of the Secretary of Environmental Protection; amending s. 373.036, F.S.; requiring water management districts to submit consolidated annual reports to the Office of Economic and Demographic Research; requiring such reports to include connection and conversion projects for onsite sewage treatment and disposal systems; amending s. 373.223, F.S.; requiring a consumptive use permit to use water derived from a spring for bottled water to meet certain requirements before approval; providing for the expiration of such requirements; requiring the Department of Environmental Protection, in coordination with the water management districts, to conduct a study on the bottled water industry in this state; providing requirements for the study; requiring the department to submit a report containing the findings of the study to the Governor, the Legislature, and the Office of Economic and Demographic Research by a specified date; defining the terms “bottled water” and “water derived from a spring”; amending s. 373.4131, F.S.; requiring the Department of Environmental Protection to include stormwater structural control inspections as part of its regular staff training; requiring the department and the water management districts to adopt rules regarding stormwater design and operation by a specified date; requiring the department to evaluate data relating to self-certification and provide the Legislature with recommendations; amending s. 381.0065, F.S.; conforming provisions to changes made by the act; requiring the department to adopt rules for the location of onsite sewage treatment and disposal systems and complete such rulemaking by a specified date; requiring the department to evaluate certain data relating to the self-certification program and provide the Legislature with recommendations by a specified date; providing that certain provisions relating to existing setback requirements are applicable to permits only until the adoption of certain rules by the department; removing provisions establishing a Department of Health onsite sewage treatment and disposal system research review and advisory committee; requiring the department to implement a specified approval process for the use of nutrient reducing onsite sewage treatment and disposal systems standards; creating s. 381.00652, F.S.; creating an onsite sewage treatment

and disposal systems technical advisory committee within the department; providing the duties and membership of the committee; requiring the committee to submit recommendations to the Governor and the Legislature by a specified date; providing for the expiration of the committee; defining a term; repealing s. 381.0068, F.S., relating to a technical review and advisory panel; amending s. 403.061, F.S.; requiring the department to adopt rules relating to the underground pipes of wastewater collection systems; requiring public utilities or their affiliated companies that hold or are seeking a wastewater discharge permit to file certain reports and data with the department; creating s. 403.0616, F.S.; requiring the department, subject to legislative appropriation, to establish a real-time water quality monitoring program; encouraging the formation of public-private partnerships; amending s. 403.067, F.S.; requiring basin management action plans for nutrient total maximum daily loads to include wastewater treatment and onsite sewage treatment and disposal system remediation plans that meet certain requirements; requiring the Department of Agriculture and Consumer Services to collect fertilization and nutrient records from certain agricultural producers and provide the information to the department annually by a specified date; requiring the Department of Agriculture and Consumer Services to perform onsite inspections of the agricultural producers at specified intervals; providing an additional management strategy for basin management action plans to include cooperative agricultural regional water quality improvement elements; providing requirements for the Department of Environmental Protection, the Department of Agriculture and Consumer Services, and owners of agricultural operations in developing and implementing such elements; requiring certain entities to develop research plans and legislative budget requests relating to best management practices by a specified date; creating s. 403.0671, F.S.; directing the Department of Environmental Protection, in coordination with the county health departments, wastewater treatment facilities, and other governmental entities, to submit a report on the costs of certain wastewater projects to the Governor and Legislature by a specified date; providing requirements for such report; requiring the department to submit a specified water quality monitoring assessment report to the Governor and the Legislature by a specified date; providing requirements for such report; requiring the department to annually submit certain wastewater project cost estimates to the Office of Economic and Demographic Research beginning on a specified date; creating s. 403.0673, F.S.; establishing a wastewater grant program within the Department of Environmental Protection; authorizing the department to distribute appropriated funds for certain projects; providing requirements for the distribution; requiring the department to coordinate with each water management district to identify grant recipients; requiring an annual report to the Governor and the Legislature by a specified date; creating s. 403.0855, F.S.; providing legislative findings regarding the regulation of biosolids management in this state; requiring the Department of Environmental Protection to adopt rules for biosolids management; specifying requirements for certain existing permits and for permit renewals; requiring the permittee of a biosolids application site to establish a groundwater monitoring program under certain circumstances; prohibiting the land application of biosolids within a specified distance of the seasonal high-water table; defining the term “seasonal high water”; authorizing municipalities and counties to take certain actions with respect to regulation of the land application of specified biosolids; providing for a contingent repeal; amending s. 403.086, F.S.; prohibiting facilities for sanitary sewage disposal from disposing of any waste in the Indian River Lagoon beginning on a specified date without first providing advanced waste treatment; requiring the Department of Environmental Protection, in consultation with water management districts and sewage disposal facilities, to submit a report to the Governor and the Legislature on the status of certain facility upgrades; specifying requirements for the report; requiring facilities for sanitary sewage disposal to have a power outage contingency plan; requiring the facilities to take steps to prevent overflows and leaks and ensure that the water reaches the appropriate facility for treatment; requiring the facilities to provide the Department of Environmental Protection with certain information; requiring the department to adopt rules; amending s. 403.087, F.S.; requiring the department to issue operation permits for domestic wastewater treatment facilities to certain facilities under certain circumstances; amending s. 403.088, F.S.; revising the permit conditions for a water pollution operation permit; requiring the department to submit a report to the Governor and the Legislature by a specified date identifying all wastewater utilities that experienced sanitary sewer overflows within a specified timeframe; providing requirements for the report; amending s. 403.0891, F.S.; requiring model

stormwater management programs to contain model ordinances for nutrient reduction practices and green infrastructure; amending s. 403.121, F.S.; increasing and providing administrative penalties; amending s. 403.1835, F.S.; conforming a cross-reference; requiring the department to give priority for water pollution control financial assistance to projects that implement certain provisions and that promote efficiency; amending s. 403.1838, F.S.; revising requirements for the prioritization of grant applications within the Small Community Sewer Construction Assistance Act; amending s. 403.412, F.S.; prohibiting local governments from recognizing or granting certain legal rights to the natural environment or granting such rights relating to the natural environment to a person or political subdivision; providing construction; providing a declaration of important state interest; amending ss. 153.54, 153.73, 163.3180, 180.03, 311.105, 327.46, 373.250, 373.414, 373.705, 373.707, 373.709, 373.807, 376.307, 380.0552, 381.006, 381.0061, 381.0064, 381.00651, 381.0101, 403.08601, 403.0871, 403.0872, 403.707, 403.861, 489.551, and 590.02, F.S.; conforming cross-references and provisions to changes made by the act; providing a directive to the Division of Law Revision upon the adoption of certain rules by the Department of Environmental Protection; providing effective dates.

—was read the second time by title.

Senator Mayfield moved the following amendment which was adopted:

**Amendment 1 (939348) (with title amendment)**—Delete lines 330-2318 and insert:

Section 3. Paragraphs (a) and (b) of subsection (7) of section 373.036, Florida Statutes, are amended to read:

373.036 Florida water plan; district water management plans.—

(7) CONSOLIDATED WATER MANAGEMENT DISTRICT ANNUAL REPORT.—

(a) By March 1, annually, each water management district shall prepare and submit to the *Office of Economic and Demographic Research*, the department, the Governor, the President of the Senate, and the Speaker of the House of Representatives a consolidated water management district annual report on the management of water resources. In addition, copies must be provided by the water management districts to the chairs of all legislative committees having substantive or fiscal jurisdiction over the districts and the governing board of each county in the district having jurisdiction or deriving any funds for operations of the district. Copies of the consolidated annual report must be made available to the public, either in printed or electronic format.

(b) The consolidated annual report shall contain the following elements, as appropriate to that water management district:

1. A district water management plan annual report or the annual work plan report allowed in subparagraph (2)(e)4.
2. The department-approved minimum flows and minimum water levels annual priority list and schedule required by s. 373.042(3).
3. The annual 5-year capital improvements plan required by s. 373.536(6)(a)3.
4. The alternative water supplies annual report required by s. 373.707(8)(n).
5. The final annual 5-year water resource development work program required by s. 373.536(6)(a)4.
6. The Florida Forever Water Management District Work Plan annual report required by s. 373.199(7).
7. The mitigation donation annual report required by s. 373.414(1)(b)2.
8. Information on all projects related to water quality or water quantity as part of a 5-year work program, including:
  - a. A list of all specific projects identified to implement a basin management action plan, *including any projects to connect onsite sew-*

age treatment and disposal systems to central sewerage systems and convert onsite sewage treatment and disposal systems to enhanced nutrient-reducing onsite sewage treatment and disposal systems, or a recovery or prevention strategy;

b. A priority ranking for each listed project for which state funding through the water resources development work program is requested, which must be made available to the public for comment at least 30 days before submission of the consolidated annual report;

c. The estimated cost for each listed project;

d. The estimated completion date for each listed project;

e. The source and amount of financial assistance to be made available by the department, a water management district, or other entity for each listed project; and

f. A quantitative estimate of each listed project's benefit to the watershed, water body, or water segment in which it is located.

9. A grade for each watershed, water body, or water segment in which a project listed under subparagraph 8. is located representing the level of impairment and violations of adopted minimum flow or minimum water levels. The grading system must reflect the severity of the impairment of the watershed, water body, or water segment.

Section 4. *Bottled water industry study.*—The department shall, in coordination with the water management districts, conduct a study on the bottled water industry in this state.

(1) *The study must:*

(a) *Identify all springs statewide that have an associated consumptive use permit for a bottled water facility producing its product with water derived from a spring. Such identification must include:*

1. *The magnitude of the spring;*

2. *Whether the spring has been identified as an Outstanding Florida Spring as defined in s. 373.802, Florida Statutes;*

3. *Any department- or water management district-adopted minimum flow or minimum water levels, the status of any adopted minimum flow or minimum water levels, and any associated recovery or prevention strategy;*

4. *The permitted and actual use associated with the consumptive use permits;*

5. *The reduction in flow associated with the permitted and actual use associated with the consumptive use permits;*

6. *The impact on springs of bottled water facilities as compared to other users; and*

7. *Types of water conservation measures employed at bottled water facilities permitted to derive water from a spring.*

(b) *Identify the labeling and marketing regulations associated with the identification of bottled water as spring water, including whether these regulations incentivize the withdrawal of water from springs.*

(c) *Evaluate the direct and indirect economic benefits to the local communities resulting from bottled water facilities that derive water from springs, including, but not limited to, tax revenue, job creation, and wages.*

(d) *Evaluate the direct and indirect costs to the local communities located in proximity to springs impacted by withdrawals from bottled water production, including, but not limited to, the decreased recreational value of the springs and the cost to other users for the development of alternative water supply or reductions in permit durations and allocations.*

(e) *Include a cost-benefit analysis of withdrawing, producing, marketing, selling, and consuming spring water as compared to other sources of bottled water.*

(f) *Evaluate how much bottled water derived from Florida springs is sold in this state.*

(2) *By June 30, 2021, the department shall submit a report containing the findings of the study to the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Office of Economic and Demographic Research.*

(3) *As used in this section, the term "bottled water" has the same meaning as in s. 500.03, Florida Statutes, and the term "water derived from a spring" means water derived from an underground formation from which water flows naturally to the surface of the earth in the manner described in 21 C.F.R. s. 165.110(a)(2)(vi).*

Section 5. Subsection (5) of section 373.4131, Florida Statutes, is amended, and subsection (6) is added to that section, to read:

373.4131 Statewide environmental resource permitting rules.—

(5) To ensure consistent implementation and interpretation of the rules adopted pursuant to this section, the department shall conduct or oversee regular assessment and training of its staff and the staffs of the water management districts and local governments delegated local pollution control program authority under s. 373.441. *The training must include field inspections of publicly and privately owned stormwater structural controls, such as stormwater retention and detention ponds.*

(6) *By January 1, 2021:*

(a) *The department and the water management districts shall initiate rulemaking to update the stormwater design and operation regulations, including updates to the Environmental Resource Permit Applicant's Handbook, using the most recent scientific information available. As part of rule development, the department shall consider and address low-impact design best management practices and design criteria that increase the removal of nutrients from stormwater discharges, and measures for consistent application of the net improvement performance standard to ensure significant reductions of any pollutant loadings to a waterbody.*

(b) *The department shall review and evaluate permits and inspection data by those entities that submit a self-certification under s. 403.814(12) for compliance with state water quality standards and provide the Legislature with recommendations for improvements to the self-certification process, including, but not limited to, additional staff resources for department review of portions of the process where high-priority water quality issues justify such action.*

Section 6. Subsection (7) is added to section 381.0065, Florida Statutes, to read:

381.0065 Onsite sewage treatment and disposal systems; regulation.—

(7) *USE OF ENHANCED NUTRIENT-REDUCING ONSITE SEWAGE TREATMENT AND DISPOSAL SYSTEMS.*—To meet the requirements of a total maximum daily load, the department shall implement a fast-track approval process of no longer than 6 months for the determination of the use of American National Standards Institute 245 systems approved by NSF International before July 1, 2020.

Section 7. Effective July 1, 2021, present paragraphs (d) through (q) of subsection (2) of section 381.0065, Florida Statutes, are redesignated as paragraphs (e) through (r), respectively, subsections (3) and (4) of that section are amended, and a new paragraph (d) is added to subsection (2) of that section, to read:

381.0065 Onsite sewage treatment and disposal systems; regulation.—

(2) *DEFINITIONS.*—As used in ss. 381.0065-381.0067, the term:

(d) *"Department" means the Department of Environmental Protection.*

(3) *DUTIES AND POWERS OF THE DEPARTMENT OF ENVIRONMENTAL PROTECTION HEALTH.*—The department shall:

(a) Adopt rules to administer ss. 381.0065-381.0067, including definitions that are consistent with the definitions in this section, ~~decreases to setback requirements where no health hazard exists, increases for the lot-flow allowance for performance-based systems, requirements for separation from water table elevation during the wettest season, requirements for the design and construction of any component part of an onsite sewage treatment and disposal system, application and permit requirements for persons who maintain an onsite sewage treatment and disposal system, requirements for maintenance and service agreements for aerobic treatment units and performance-based treatment systems, and recommended standards, including disclosure requirements, for voluntary system inspections to be performed by individuals who are authorized by law to perform such inspections and who shall inform a person having ownership, control, or use of an onsite sewage treatment and disposal system of the inspection standards and of that person's authority to request an inspection based on all or part of the standards.~~

(b) Perform application reviews and site evaluations, issue permits, and conduct inspections and complaint investigations associated with the construction, installation, maintenance, modification, abandonment, operation, use, or repair of an onsite sewage treatment and disposal system for a residence or establishment with an estimated domestic sewage flow of 10,000 gallons or less per day, or an estimated commercial sewage flow of 5,000 gallons or less per day, which is not currently regulated under chapter 403.

(c) Develop a comprehensive program to ensure that onsite sewage treatment and disposal systems regulated by the department are sized, designed, constructed, installed, *sited*, repaired, modified, abandoned, used, operated, and maintained in compliance with this section and rules adopted under this section to prevent groundwater contamination, *including impacts from nutrient pollution*, and surface water contamination and to preserve the public health. The department is the final administrative interpretive authority regarding rule interpretation. In the event of a conflict regarding rule interpretation, the *Secretary of Environmental Protection State Surgeon General*, or his or her designee, shall timely assign a staff person to resolve the dispute.

(d) Grant variances in hardship cases under the conditions prescribed in this section and rules adopted under this section.

(e) Permit the use of a limited number of innovative systems for a specific period of time, when there is compelling evidence that the system will function properly and reliably to meet the requirements of this section and rules adopted under this section.

(f) Issue annual operating permits under this section.

(g) Establish and collect fees as established under s. 381.0066 for services provided with respect to onsite sewage treatment and disposal systems.

(h) Conduct enforcement activities, including imposing fines, issuing citations, suspensions, revocations, injunctions, and emergency orders for violations of this section, part I of chapter 386, or part III of chapter 489 or for a violation of any rule adopted under this section, part I of chapter 386, or part III of chapter 489.

(i) Provide or conduct education and training of department personnel, service providers, and the public regarding onsite sewage treatment and disposal systems.

(j) Supervise research on, demonstration of, and training on the performance, environmental impact, and public health impact of onsite sewage treatment and disposal systems within this state. Research fees collected under s. 381.0066(2)(k) must be used to develop and fund hands-on training centers designed to provide practical information about onsite sewage treatment and disposal systems to septic tank contractors, master septic tank contractors, contractors, inspectors, engineers, and the public and must also be used to fund research projects which focus on improvements of onsite sewage treatment and disposal systems, including use of performance-based standards and reduction of environmental impact. Research projects shall be ~~initially approved by the technical review and advisory panel and shall be applicable to and reflect the soil conditions specific to this state Florida.~~ Such projects shall be awarded through competitive negotiation, using the procedures provided in s. 287.055, to public or private entities that

have experience in onsite sewage treatment and disposal systems in ~~this state Florida~~ and that are principally located in ~~this state Florida~~. ~~Research projects shall not be awarded to firms or entities that employ or are associated with persons who serve on either the technical review and advisory panel or the research review and advisory committee.~~

(k) Approve the installation of individual graywater disposal systems in which blackwater is treated by a central sewerage system.

(l) Regulate and permit the sanitation, handling, treatment, storage, reuse, and disposal of byproducts from any system regulated under this chapter ~~and not regulated by the Department of Environmental Protection.~~

(m) Permit and inspect portable or temporary toilet services and holding tanks. The department shall review applications, perform site evaluations, and issue permits for the temporary use of holding tanks, privies, portable toilet services, or any other toilet facility that is intended for use on a permanent or nonpermanent basis, including facilities placed on construction sites when workers are present. The department may specify standards for the construction, maintenance, use, and operation of any such facility for temporary use.

(n) Regulate and permit maintenance entities for performance-based treatment systems and aerobic treatment unit systems. To ensure systems are maintained and operated according to manufacturer's specifications and designs, the department shall establish by rule minimum qualifying criteria for maintenance entities. The criteria shall include: training, access to approved spare parts and components, access to manufacturer's maintenance and operation manuals, and service response time. The maintenance entity shall employ a contractor licensed under s. 489.105(3)(m), or part III of chapter 489, or a state-licensed wastewater plant operator, who is responsible for maintenance and repair of all systems under contract.

(4) PERMITS; INSTALLATION; AND CONDITIONS.—A person may not construct, repair, modify, abandon, or operate an onsite sewage treatment and disposal system without first obtaining a permit approved by the department. The department may issue permits to carry out this section, ~~but shall not make the issuance of such permits contingent upon prior approval by the department of Environmental Protection~~, except that the issuance of a permit for work seaward of the coastal construction control line established under s. 161.053 shall be contingent upon receipt of any required coastal construction control line permit from the department ~~of Environmental Protection~~. A construction permit is valid for 18 months ~~after from the date of issuance date~~ and may be extended by the department for one 90-day period under rules adopted by the department. A repair permit is valid for 90 days ~~after from~~ the date of issuance. An operating permit must be obtained ~~before prior to~~ the use of any aerobic treatment unit or if the establishment generates commercial waste. Buildings or establishments that use an aerobic treatment unit or generate commercial waste shall be inspected by the department at least annually to assure compliance with the terms of the operating permit. The operating permit for a commercial wastewater system is valid for 1 year ~~after from~~ the date of issuance and must be renewed annually. The operating permit for an aerobic treatment unit is valid for 2 years ~~after from~~ the date of issuance and must be renewed every 2 years. If all information pertaining to the siting, location, and installation conditions or repair of an onsite sewage treatment and disposal system remains the same, a construction or repair permit for the onsite sewage treatment and disposal system may be transferred to another person, if the transferee files, within 60 days after the transfer of ownership, an amended application providing all corrected information and proof of ownership of the property. ~~A There is no fee is not associated with the processing of this supplemental information.~~ A person may not contract to construct, modify, alter, repair, service, abandon, or maintain any portion of an onsite sewage treatment and disposal system without being registered under part III of chapter 489. A property owner who personally performs construction, maintenance, or repairs to a system serving his or her own owner-occupied single-family residence is exempt from registration requirements for performing such construction, maintenance, or repairs on that residence, but is subject to all permitting requirements. A municipality or political subdivision of the state may not issue a building or plumbing permit for any building that requires the use of an onsite sewage treatment and disposal system unless the owner or builder has received a construction permit for such system from the department. A building or structure may not be occupied and a municipality, political

subdivision, or any state or federal agency may not authorize occupancy until the department approves the final installation of the onsite sewage treatment and disposal system. A municipality or political subdivision of the state may not approve any change in occupancy or tenancy of a building that uses an onsite sewage treatment and disposal system until the department has reviewed the use of the system with the proposed change, approved the change, and amended the operating permit.

(a) Subdivisions and lots in which each lot has a minimum area of at least one-half acre and either a minimum dimension of 100 feet or a mean of at least 100 feet of the side bordering the street and the distance formed by a line parallel to the side bordering the street drawn between the two most distant points of the remainder of the lot may be developed with a water system regulated under s. 381.0062 and onsite sewage treatment and disposal systems, provided the projected daily sewage flow does not exceed an average of 1,500 gallons per acre per day, and provided satisfactory drinking water can be obtained and all distance and setback, soil condition, water table elevation, and other related requirements of this section and rules adopted under this section can be met.

(b) Subdivisions and lots using a public water system as defined in s. 403.852 may use onsite sewage treatment and disposal systems, provided there are no more than four lots per acre, provided the projected daily sewage flow does not exceed an average of 2,500 gallons per acre per day, and provided that all distance and setback, soil condition, water table elevation, and other related requirements that are generally applicable to the use of onsite sewage treatment and disposal systems are met.

(c) Notwithstanding paragraphs (a) and (b), for subdivisions platted of record on or before October 1, 1991, when a developer or other appropriate entity has previously made or makes provisions, including financial assurances or other commitments, acceptable to the department of Health, that a central water system will be installed by a regulated public utility based on a density formula, private potable wells may be used with onsite sewage treatment and disposal systems until the agreed-upon densities are reached. In a subdivision regulated by this paragraph, the average daily sewage flow may not exceed 2,500 gallons per acre per day. This section does not affect the validity of existing prior agreements. After October 1, 1991, the exception provided under this paragraph is not available to a developer or other appropriate entity.

(d) Paragraphs (a) and (b) do not apply to any proposed residential subdivision with more than 50 lots or to any proposed commercial subdivision with more than 5 lots where a publicly owned or investor-owned *sewage treatment and disposal* system is available. ~~It is the intent of~~ This paragraph ~~does not~~ allow development of additional proposed subdivisions in order to evade the requirements of this paragraph.

(e) *The department shall adopt rules relating to the location of onsite sewage treatment and disposal systems, including establishing setback distances, to prevent groundwater contamination and surface water contamination and to preserve the public health. The rulemaking process for such rules must be completed by July 1, 2022, and the department shall notify the Division of Law Revision of the date such rules take effect. The rules must consider conventional and enhanced nutrient-reducing onsite sewage treatment and disposal system designs, impaired or degraded water bodies, domestic wastewater and drinking water infrastructure, potable water sources, nonpotable wells, stormwater infrastructure, the onsite sewage treatment and disposal system remediation plans developed pursuant to s. 403.067(7)(a)9.b., nutrient pollution, and the recommendations of the onsite sewage treatment and disposal systems technical advisory committee established pursuant to s. 381.00652. The rules must also allow a person to apply for and receive a variance from a rule requirement upon demonstration that the requirement would cause an undue hardship and granting the variance would not cause or contribute to the exceedance of a total maximum daily load.*

(f)(e) Onsite sewage treatment and disposal systems *that are permitted before the rules in paragraph (e) take effect* ~~must~~ not be placed closer than:

1. Seventy-five feet from a private potable well.
2. Two hundred feet from a public potable well serving a residential or nonresidential establishment having a total sewage flow of greater than 2,000 gallons per day.
3. One hundred feet from a public potable well serving a residential or nonresidential establishment having a total sewage flow of less than or equal to 2,000 gallons per day.
4. Fifty feet from any nonpotable well.
5. Ten feet from any storm sewer pipe, to the maximum extent possible, but in no instance shall the setback be less than 5 feet.
6. Seventy-five feet from the mean high-water line of a tidally influenced surface water body.
7. Seventy-five feet from the mean annual flood line of a permanent nontidal surface water body.

8. Fifteen feet from the design high-water line of retention areas, detention areas, or swales designed to contain standing or flowing water for less than 72 hours after a rainfall or the design high-water level of normally dry drainage ditches or normally dry individual lot storm-water retention areas.

~~(f) Except as provided under paragraphs (c) and (t), no limitations shall be imposed by rule, relating to the distance between an onsite disposal system and any area that either permanently or temporarily has visible surface water.~~

(g) ~~All provisions of~~ This section and rules adopted under this section relating to soil condition, water table elevation, distance, and other setback requirements must be equally applied to all lots, with the following exceptions:

1. Any residential lot that was platted and recorded on or after January 1, 1972, or that is part of a residential subdivision that was approved by the appropriate permitting agency on or after January 1, 1972, and that was eligible for an onsite sewage treatment and disposal system construction permit on the date of such platting and recording or approval shall be eligible for an onsite sewage treatment and disposal system construction permit, regardless of when the application for a permit is made. If rules in effect at the time the permit application is filed cannot be met, residential lots platted and recorded or approved on or after January 1, 1972, shall, to the maximum extent possible, comply with the rules in effect at the time the permit application is filed. At a minimum, however, those residential lots platted and recorded or approved on or after January 1, 1972, but before January 1, 1983, shall comply with those rules in effect on January 1, 1983, and those residential lots platted and recorded or approved on or after January 1, 1983, shall comply with those rules in effect at the time of such platting and recording or approval. In determining the maximum extent of compliance with current rules that is possible, the department shall allow structures and appurtenances thereto which were authorized at the time such lots were platted and recorded or approved.

2. Lots platted before 1972 are subject to a 50-foot minimum surface water setback and are not subject to lot size requirements. The projected daily flow for onsite sewage treatment and disposal systems for lots platted before 1972 may not exceed:

- a. Two thousand five hundred gallons per acre per day for lots served by public water systems as defined in s. 403.852.
- b. One thousand five hundred gallons per acre per day for lots served by water systems regulated under s. 381.0062.

(h)1. The department may grant variances in hardship cases which may be less restrictive than the provisions specified in this section. If a variance is granted and the onsite sewage treatment and disposal system construction permit has been issued, the variance may be transferred with the system construction permit, if the transferee files, within 60 days after the transfer of ownership, an amended construction permit application providing all corrected information and proof of ownership of the property and if the same variance would have been required for the new owner of the property as was originally granted to the original applicant for the variance. ~~There is no fee is not asso-~~

ciated with the processing of this supplemental information. A variance may not be granted under this section until the department is satisfied that:

- a. The hardship was not caused intentionally by the action of the applicant;
- b. A ~~no~~ reasonable alternative, taking into consideration factors such as cost, ~~does not exist~~ ~~exists~~ for the treatment of the sewage; and
- c. The discharge from the onsite sewage treatment and disposal system will not adversely affect the health of the applicant or the public or significantly degrade the groundwater or surface waters.

Where soil conditions, water table elevation, and setback provisions are determined by the department to be satisfactory, special consideration must be given to those lots platted before 1972.

2. The department shall appoint and staff a variance review and advisory committee, which shall meet monthly to recommend agency action on variance requests. The committee shall make its recommendations on variance requests at the meeting in which the application is scheduled for consideration, except for an extraordinary change in circumstances, the receipt of new information that raises new issues, or when the applicant requests an extension. The committee shall consider the criteria in subparagraph 1. in its recommended agency action on variance requests and shall also strive to allow property owners the full use of their land where possible. The committee consists of the following:

- a. The ~~Secretary of Environmental Protection~~ ~~State Surgeon General~~ or his or her designee.
- b. A representative from the county health departments.
- c. A representative from the home building industry recommended by the Florida Home Builders Association.
- d. A representative from the septic tank industry recommended by the Florida Onsite Wastewater Association.
- e. A representative from the Department of ~~Health~~ ~~Environmental Protection~~.
- f. A representative from the real estate industry who is also a developer in this state who develops lots using onsite sewage treatment and disposal systems, recommended by the Florida Association of Realtors.
- g. A representative from the engineering profession recommended by the Florida Engineering Society.

Members shall be appointed for a term of 3 years, with such appointments being staggered so that the terms of no more than two members expire in any one year. Members shall serve without remuneration, but if requested, shall be reimbursed for per diem and travel expenses as provided in s. 112.061.

(i) A construction permit may not be issued for an onsite sewage treatment and disposal system in any area zoned or used for industrial or manufacturing purposes, or its equivalent, where a publicly owned or investor-owned sewage treatment system is available, or where a likelihood exists that the system will receive toxic, hazardous, or industrial waste. An existing onsite sewage treatment and disposal system may be repaired if a publicly owned or investor-owned ~~sewage treatment sewerage~~ system is not available within 500 feet of the building sewer stub-out and if system construction and operation standards can be met. This paragraph does not require publicly owned or investor-owned ~~sewage sewerage~~ treatment systems to accept anything other than domestic wastewater.

1. A building located in an area zoned or used for industrial or manufacturing purposes, or its equivalent, when such building is served by an onsite sewage treatment and disposal system, must not be occupied until the owner or tenant has obtained written approval from the department. The department ~~may shall~~ not grant approval when the proposed use of the system is to dispose of toxic, hazardous, or industrial wastewater or toxic or hazardous chemicals.

2. Each person who owns or operates a business or facility in an area zoned or used for industrial or manufacturing purposes, or its equivalent, or who owns or operates a business that has the potential to generate toxic, hazardous, or industrial wastewater or toxic or hazardous chemicals, and uses an onsite sewage treatment and disposal system that is installed on or after July 5, 1989, must obtain an annual system operating permit from the department. A person who owns or operates a business that uses an onsite sewage treatment and disposal system that was installed and approved before July 5, 1989, ~~does not need to not~~ obtain a system operating permit. However, upon change of ownership or tenancy, the new owner or operator must notify the department of the change, and the new owner or operator must obtain an annual system operating permit, regardless of the date that the system was installed or approved.

3. The department shall periodically review and evaluate the continued use of onsite sewage treatment and disposal systems in areas zoned or used for industrial or manufacturing purposes, or its equivalent, and may require the collection and analyses of samples from within and around such systems. If the department finds that toxic or hazardous chemicals or toxic, hazardous, or industrial wastewater have been or are being disposed of through an onsite sewage treatment and disposal system, the department shall initiate enforcement actions against the owner or tenant to ensure adequate cleanup, treatment, and disposal.

(j) An onsite sewage treatment and disposal system designed by a professional engineer registered in the state and certified by such engineer as complying with performance criteria adopted by the department must be approved by the department subject to the following:

1. The performance criteria applicable to engineer-designed systems must be limited to those necessary to ensure that such systems do not adversely affect the public health or significantly degrade the groundwater or surface water. Such performance criteria shall include consideration of the quality of system effluent, the proposed total sewage flow per acre, wastewater treatment capabilities of the natural or replaced soil, water quality classification of the potential surface-water-receiving body, and the structural and maintenance viability of the system for the treatment of domestic wastewater. However, performance criteria shall address only the performance of a system and not a system's design.

2. A person electing to ~~use~~ ~~utilize~~ an engineer-designed system shall, upon completion of the system design, submit such design, certified by a registered professional engineer, to the county health department. The county health department may ~~use~~ ~~utilize~~ an outside consultant to review the engineer-designed system, with the actual cost of such review to be borne by the applicant. Within 5 working days after receiving an engineer-designed system permit application, the county health department shall request additional information if the application is not complete. Within 15 working days after receiving a complete application for an engineer-designed system, the county health department ~~either~~ shall issue the permit or, if it determines that the system does not comply with the performance criteria, shall notify the applicant of that determination and refer the application to the department for a determination as to whether the system should be approved, disapproved, or approved with modification. The department engineer's determination shall prevail over the action of the county health department. The applicant shall be notified in writing of the department's determination and of the applicant's rights to pursue a variance or seek review under the provisions of chapter 120.

3. The owner of an engineer-designed performance-based system must maintain a current maintenance service agreement with a maintenance entity permitted by the department. The maintenance entity shall inspect each system at least twice each year and shall report quarterly to the department on the number of systems inspected and serviced. The reports may be submitted electronically.

4. The property owner of an owner-occupied, single-family residence may be approved and permitted by the department as a maintenance entity for his or her own performance-based treatment system upon written certification from the system manufacturer's approved representative that the property owner has received training on the proper installation and service of the system. The maintenance service agreement must conspicuously disclose that the property owner has the right to maintain his or her own system and is exempt from contractor re-

gistration requirements for performing construction, maintenance, or repairs on the system but is subject to all permitting requirements.

5. The property owner shall obtain a biennial system operating permit from the department for each system. The department shall inspect the system at least annually, or on such periodic basis as the fee collected permits, and may collect system-effluent samples if appropriate to determine compliance with the performance criteria. The fee for the biennial operating permit shall be collected beginning with the second year of system operation.

6. If an engineer-designed system fails to properly function or fails to meet performance standards, the system shall be re-engineered, if necessary, to bring the system into compliance with the provisions of this section.

(k) An innovative system may be approved in conjunction with an engineer-designed site-specific system ~~that which~~ is certified by the engineer to meet the performance-based criteria adopted by the department.

(l) For the Florida Keys, the department shall adopt a special rule for the construction, installation, modification, operation, repair, maintenance, and performance of onsite sewage treatment and disposal systems which considers the unique soil conditions and water table elevations, densities, and setback requirements. On lots where a setback distance of 75 feet from surface waters, saltmarsh, and buttonwood association habitat areas cannot be met, an injection well, approved and permitted by the department, may be used for disposal of effluent from onsite sewage treatment and disposal systems. The following additional requirements apply to onsite sewage treatment and disposal systems in Monroe County:

1. The county, each municipality, and those special districts established for the purpose of the collection, transmission, treatment, or disposal of sewage shall ensure, in accordance with the specific schedules adopted by the Administration Commission under s. 380.0552, the completion of onsite sewage treatment and disposal system upgrades to meet the requirements of this paragraph.

2. Onsite sewage treatment and disposal systems must cease discharge by December 31, 2015, or must comply with department rules and provide the level of treatment which, on a permitted annual average basis, produces an effluent that contains no more than the following concentrations:

- a. Biochemical Oxygen Demand (CBOD5) of 10 mg/l.
- b. Suspended Solids of 10 mg/l.
- c. Total Nitrogen, expressed as N, of 10 mg/l or a reduction in nitrogen of at least 70 percent. A system that has been tested and certified to reduce nitrogen concentrations by at least 70 percent shall be deemed to be in compliance with this standard.
- d. Total Phosphorus, expressed as P, of 1 mg/l.

In addition, onsite sewage treatment and disposal systems discharging to an injection well must provide basic disinfection as defined by department rule.

3. In areas not scheduled to be served by a central *sewerage system sewer*, onsite sewage treatment and disposal systems must, by December 31, 2015, comply with department rules and provide the level of treatment described in subparagraph 2.

4. In areas scheduled to be served by a central *sewerage system sewer* by December 31, 2015, if the property owner has paid a connection fee or assessment for connection to the central *sewerage sewer* system, the property owner may install a holding tank with a high water alarm or an onsite sewage treatment and disposal system that meets the following minimum standards:

- a. The existing tanks must be pumped and inspected and certified as being watertight and free of defects in accordance with department rule; and
- b. A sand-lined drainfield or injection well in accordance with department rule must be installed.

5. Onsite sewage treatment and disposal systems must be monitored for total nitrogen and total phosphorus concentrations as required by department rule.

6. The department shall enforce proper installation, operation, and maintenance of onsite sewage treatment and disposal systems pursuant to this chapter, including ensuring that the appropriate level of treatment described in subparagraph 2. is met.

7. The authority of a local government, including a special district, to mandate connection of an onsite sewage treatment and disposal system is governed by s. 4, chapter 99-395, Laws of Florida.

8. Notwithstanding any other ~~provision of~~ law, an onsite sewage treatment and disposal system installed after July 1, 2010, in unincorporated Monroe County, excluding special wastewater districts, that complies with the standards in subparagraph 2. is not required to connect to a central *sewerage sewer* system until December 31, 2020.

(m) A ~~No~~ product sold in the state for use in onsite sewage treatment and disposal systems may *not* contain any substance in concentrations or amounts that would interfere with or prevent the successful operation of such system, or that would cause discharges from such systems to violate applicable water quality standards. The department shall publish criteria for products known or expected to meet the conditions of this paragraph. ~~If in the event~~ a product does not meet such criteria, such product may be sold if the manufacturer satisfactorily demonstrates to the department that the conditions of this paragraph are met.

(n) Evaluations for determining the seasonal high-water table elevations or the suitability of soils for the use of a new onsite sewage treatment and disposal system shall be performed by department personnel, professional engineers registered in the state, or such other persons with expertise, as defined by rule, in making such evaluations. Evaluations for determining mean annual flood lines shall be performed by those persons identified in paragraph (2)(k) ~~(2)(j)~~. The department shall accept evaluations submitted by professional engineers and such other persons as meet the expertise established by this section or by rule unless the department has a reasonable scientific basis for questioning the accuracy or completeness of the evaluation.

~~(o) The department shall appoint a research review and advisory committee, which shall meet at least semiannually. The committee shall advise the department on directions for new research, review and rank proposals for research contracts, and review draft research reports and make comments. The committee is comprised of:~~

- ~~1. A representative of the State Surgeon General, or his or her designee.~~
- ~~2. A representative from the septic tank industry.~~
- ~~3. A representative from the home building industry.~~
- ~~4. A representative from an environmental interest group.~~
- ~~5. A representative from the State University System, from a department knowledgeable about onsite sewage treatment and disposal systems.~~
- ~~6. A professional engineer registered in this state who has work experience in onsite sewage treatment and disposal systems.~~
- ~~7. A representative from local government who is knowledgeable about domestic wastewater treatment.~~
- ~~8. A representative from the real estate profession.~~
- ~~9. A representative from the restaurant industry.~~
- ~~10. A consumer.~~

~~Members shall be appointed for a term of 2 years, with the appointments being staggered so that the terms of no more than four members expire in any one year. Members shall serve without remuneration, but are entitled to reimbursement for per diem and travel expenses as provided in s. 112.061.~~



(o)(~~g~~) An application for an onsite sewage treatment and disposal system permit shall be completed in full, signed by the owner or the owner's authorized representative, or by a contractor licensed under chapter 489, and shall be accompanied by all required exhibits and fees. ~~No~~ Specific documentation of property ownership *is not shall be* required as a prerequisite to the review of an application or the issuance of a permit. The issuance of a permit does not constitute determination by the department of property ownership.

(p)(~~e~~) The department may not require any form of subdivision analysis of property by an owner, developer, or subdivider *before prior to* submission of an application for an onsite sewage treatment and disposal system.

(q)(~~r~~) ~~Nothing in~~ This section *does not limit limits* the power of a municipality or county to enforce other laws for the protection of the public health and safety.

(r)(~~s~~) In the siting of onsite sewage treatment and disposal systems, including drainfields, shoulders, and slopes, guttering *may shall* not be required on single-family residential dwelling units for systems located greater than 5 feet from the roof drip line of the house. If guttering is used on residential dwelling units, the downspouts shall be directed away from the drainfield.

(s)(~~t~~) Notwithstanding ~~the provisions of~~ subparagraph (g)1., onsite sewage treatment and disposal systems located in floodways of the Suwannee and Aucilla Rivers must adhere to the following requirements:

1. The absorption surface of the drainfield *may shall* not be subject to flooding based on 10-year flood elevations. Provided, however, for lots or parcels created by the subdivision of land in accordance with applicable local government regulations *before prior to* January 17, 1990, if an applicant cannot construct a drainfield system with the absorption surface of the drainfield at an elevation equal to or above 10-year flood elevation, the department shall issue a permit for an onsite sewage treatment and disposal system within the 10-year floodplain of rivers, streams, and other bodies of flowing water if all of the following criteria are met:

- a. The lot is at least one-half acre in size;
- b. The bottom of the drainfield is at least 36 inches above the 2-year flood elevation; and
- c. The applicant installs ~~either~~ a waterless, incinerating, or organic waste composting toilet and a graywater system and drainfield in accordance with department rules; an aerobic treatment unit and drainfield in accordance with department rules; a system ~~approved by the State Health Office~~ that is capable of reducing effluent nitrate by at least 50 percent *in accordance with department rules*; or a system *other than a system using alternative drainfield materials in accordance with department rules approved by the county health department pursuant to department rule other than a system using alternative drainfield materials*. The United States Department of Agriculture Soil Conservation Service soil maps, State of Florida Water Management District data, and Federal Emergency Management Agency Flood Insurance maps are resources that shall be used to identify flood-prone areas.

2. The use of fill or mounding to elevate a drainfield system out of the 10-year floodplain of rivers, streams, or other bodies of flowing water *may shall* not be permitted if such a system lies within a regulatory floodway of the Suwannee and Aucilla Rivers. In cases where the 10-year flood elevation does not coincide with the boundaries of the regulatory floodway, the regulatory floodway will be considered for the purposes of this subsection to extend at a minimum to the 10-year flood elevation.

(t)1.(~~u~~)1. The owner of an aerobic treatment unit system shall maintain a current maintenance service agreement with an aerobic treatment unit maintenance entity permitted by the department. The maintenance entity shall inspect each aerobic treatment unit system at least twice each year and shall report quarterly to the department on the number of aerobic treatment unit systems inspected and serviced. The reports may be submitted electronically.

2. The property owner of an owner-occupied, single-family residence may be approved and permitted by the department as a maintenance entity for his or her own aerobic treatment unit system upon written certification from the system manufacturer's approved representative that the property owner has received training on the proper installation and service of the system. The maintenance entity service agreement must conspicuously disclose that the property owner has the right to maintain his or her own system and is exempt from contractor registration requirements for performing construction, maintenance, or repairs on the system but is subject to all permitting requirements.

3. A septic tank contractor licensed under part III of chapter 489, if approved by the manufacturer, may not be denied access by the manufacturer to aerobic treatment unit system training or spare parts for maintenance entities. After the original warranty period, component parts for an aerobic treatment unit system may be replaced with parts that meet manufacturer's specifications but are manufactured by others. The maintenance entity shall maintain documentation of the substitute part's equivalency for 2 years and shall provide such documentation to the department upon request.

4. The owner of an aerobic treatment unit system shall obtain a system operating permit from the department and allow the department to inspect during reasonable hours each aerobic treatment unit system at least annually, and such inspection may include collection and analysis of system-effluent samples for performance criteria established by rule of the department.

(u)(~~v~~) The department may require the submission of detailed system construction plans that are prepared by a professional engineer registered in this state. The department shall establish by rule criteria for determining when such a submission is required.

(v)(~~w~~) Any permit issued and approved by the department for the installation, modification, or repair of an onsite sewage treatment and disposal system shall transfer with the title to the property in a real estate transaction. A title may not be encumbered at the time of transfer by new permit requirements by a governmental entity for an onsite sewage treatment and disposal system which differ from the permitting requirements in effect at the time the system was permitted, modified, or repaired. An inspection of a system may not be mandated by a governmental entity at the point of sale in a real estate transaction. This paragraph does not affect a septic tank phase-out deferral program implemented by a consolidated government as defined in s. 9, Art. VIII of the State Constitution (1885).

(w)(~~x~~) A governmental entity, including a municipality, county, or statutorily created commission, may not require an engineer-designed performance-based treatment system, excluding a passive engineer-designed performance-based treatment system, before the completion of the Florida Onsite Sewage Nitrogen Reduction Strategies Project. This paragraph does not apply to a governmental entity, including a municipality, county, or statutorily created commission, which adopted a local law, ordinance, or regulation on or before January 31, 2012. Notwithstanding this paragraph, an engineer-designed performance-based treatment system may be used to meet the requirements of the variance review and advisory committee recommendations.

(x)1.(~~y~~)1. An onsite sewage treatment and disposal system is not considered abandoned if the system is disconnected from a structure that was made unusable or destroyed following a disaster and if the system was properly functioning at the time of disconnection and was not adversely affected by the disaster. The onsite sewage treatment and disposal system may be reconnected to a rebuilt structure if:

- a. The reconnection of the system is to the same type of structure which contains the same number of bedrooms or fewer, if the square footage of the structure is less than or equal to 110 percent of the original square footage of the structure that existed before the disaster;
  - b. The system is not a sanitary nuisance; and
  - c. The system has not been altered without prior authorization.
2. An onsite sewage treatment and disposal system that serves a property that is foreclosed upon is not considered abandoned.

(y)(~~z~~) If an onsite sewage treatment and disposal system permittee receives, relies upon, and undertakes construction of a system based upon a validly issued construction permit under rules applicable at the time of construction but a change to a rule occurs within 5 years after the approval of the system for construction but before the final approval of the system, the rules applicable and in effect at the time of construction approval apply at the time of final approval if fundamental site conditions have not changed between the time of construction approval and final approval.

(z)(~~aa~~) An existing-system inspection or evaluation and assessment, or a modification, replacement, or upgrade of an onsite sewage treatment and disposal system is not required for a remodeling addition or modification to a single-family home if a bedroom is not added. However, a remodeling addition or modification to a single-family home may not cover any part of the existing system or encroach upon a required setback or the unobstructed area. To determine if a setback or the unobstructed area is impacted, the local health department shall review and verify a floor plan and site plan of the proposed remodeling addition or modification to the home submitted by a remodeler which shows the location of the system, including the distance of the remodeling addition or modification to the home from the onsite sewage treatment and disposal system. The local health department may visit the site or otherwise determine the best means of verifying the information submitted. A verification of the location of a system is not an inspection or evaluation and assessment of the system. The review and verification must be completed within 7 business days after receipt by the local health department of a floor plan and site plan. If the review and verification is not completed within such time, the remodeling addition or modification to the single-family home, for the purposes of this paragraph, is approved.

Section 8. Section 381.00652, Florida Statutes, is created to read:

*381.00652 Onsite sewage treatment and disposal systems technical advisory committee.—*

(1) *As used in this section, the term “department” means the Department of Environmental Protection.*

(2) *An onsite sewage treatment and disposal systems technical advisory committee, a committee as defined in s. 20.03(8), is created within the department. The committee shall:*

(a) *Provide recommendations to increase the availability of enhanced nutrient-reducing onsite sewage treatment and disposal systems in the marketplace, including such systems that are cost-effective, low maintenance, and reliable.*

(b) *Consider and recommend regulatory options, such as fast-track approval, prequalification, or expedited permitting, to facilitate the introduction and use of enhanced nutrient-reducing onsite sewage treatment and disposal systems that have been reviewed and approved by a national agency or organization, such as the American National Standards Institute 245 systems approved by the NSF International.*

(c) *Provide recommendations for appropriate setback distances for onsite sewage treatment and disposal systems from surface water, groundwater, and wells.*

(3) *The department shall use existing and available resources to administer and support the activities of the committee.*

(4)(a) *By August 1, 2021, the department, in consultation with the Department of Health, shall appoint no more than 10 members to the committee, as follows:*

1. *A professional engineer.*
2. *A septic tank contractor.*
3. *Two representatives from the home building industry.*
4. *A representative from the real estate industry.*
5. *A representative from the onsite sewage treatment and disposal system industry.*
6. *A representative from local government.*

7. *Two representatives from the environmental community.*

8. *A representative of the scientific and technical community who has substantial expertise in the areas of the fate and transport of water pollutants, toxicology, epidemiology, geology, biology, or environmental sciences.*

(b) *Members shall serve without compensation and are not entitled to reimbursement for per diem or travel expenses.*

(5) *By January 1, 2022, the committee shall submit its recommendations to the Governor, the President of the Senate, and the Speaker of the House of Representatives.*

(6) *This section expires August 15, 2022.*

Section 9. *Effective July 1, 2021, section 381.0068, Florida Statutes, is repealed.*

Section 10. Present subsections (14) through (44) of section 403.061, Florida Statutes, are redesignated as subsections (15) through (45), respectively, subsection (7) is amended, and a new subsection (14) is added to that section, to read:

403.061 Department; powers and duties.—The department shall have the power and the duty to control and prohibit pollution of air and water in accordance with the law and rules adopted and promulgated by it and, for this purpose, to:

(7) ~~Adopt rules pursuant to ss. 120.536(1) and 120.54 to implement the provisions of this act. Any rule adopted pursuant to this act must shall be consistent with the provisions of federal law, if any, relating to control of emissions from motor vehicles, effluent limitations, pretreatment requirements, or standards of performance. A No county, municipality, or political subdivision may not shall adopt or enforce any local ordinance, special law, or local regulation requiring the installation of Stage II vapor recovery systems, as currently defined by department rule, unless such county, municipality, or political subdivision is or has been in the past designated by federal regulation as a moderate, serious, or severe ozone nonattainment area. Rules adopted pursuant to this act may shall not require dischargers of waste into waters of the state to improve natural background conditions. The department shall adopt rules to reasonably limit, reduce, and eliminate domestic wastewater collection and transmission system pipe leakages and inflow and infiltration. Discharges from steam electric generating plants existing or licensed under this chapter on July 1, 1984, may shall not be required to be treated to a greater extent than may be necessary to assure that the quality of nonthermal components of discharges from nonrecirculated cooling water systems is as high as the quality of the makeup waters; that the quality of nonthermal components of discharges from recirculated cooling water systems is no lower than is allowed for blowdown from such systems; or that the quality of non-cooling system discharges which receive makeup water from a receiving body of water which does not meet applicable department water quality standards is as high as the quality of the receiving body of water. The department may not adopt standards more stringent than federal regulations, except as provided in s. 403.804.~~

(14) *In order to promote resilient utilities, require public utilities or their affiliated companies holding, applying for, or renewing a domestic wastewater discharge permit to file annual reports and other data regarding transactions or allocations of common costs and expenditures on pollution mitigation and prevention among the utility's permitted systems, including, but not limited to, the prevention of sanitary sewer overflows, collection and transmission system pipe leakages, and inflow and infiltration. The department shall adopt rules to implement this subsection.*

The department shall implement such programs in conjunction with its other powers and duties and shall place special emphasis on reducing and eliminating contamination that presents a threat to humans, animals or plants, or to the environment.

Section 11. Section 403.0616, Florida Statutes, is created to read:

*403.0616 Real-time water quality monitoring program.—*

(1) *Subject to appropriation, the department shall establish a real-time water quality monitoring program to assist in the restoration,*

preservation, and enhancement of impaired water bodies and coastal resources.

(2) In order to expedite the creation and implementation of the program, the department is encouraged to form public-private partnerships with established scientific entities that have proven existing real-time water quality monitoring equipment and experience in deploying the equipment.

Section 12. Subsection (17) is added to section 403.064, Florida Statutes, to read:

403.064 Reuse of reclaimed water.—

(17) By December 31, 2020, the department shall initiate rule revisions based on the recommendations of the Potable Reuse Commission's 2020 report "Advancing Potable Reuse in Florida: Framework for the Implementation of Potable Reuse in Florida." Rules for potable reuse projects must address contaminants of emerging concern and meet or exceed federal and state drinking water quality standards and other applicable water quality standards. Reclaimed water is deemed a water source for public water supply systems.

Section 13. Subsection (7) of section 403.067, Florida Statutes, is amended to read:

403.067 Establishment and implementation of total maximum daily loads.—

(7) DEVELOPMENT OF BASIN MANAGEMENT PLANS AND IMPLEMENTATION OF TOTAL MAXIMUM DAILY LOADS.—

(a) Basin management action plans.—

1. In developing and implementing the total maximum daily load for a water body, the department, or the department in conjunction with a water management district, may develop a basin management action plan that addresses some or all of the watersheds and basins tributary to the water body. Such plan must integrate the appropriate management strategies available to the state through existing water quality protection programs to achieve the total maximum daily loads and may provide for phased implementation of these management strategies to promote timely, cost-effective actions as provided for in s. 403.151. The plan must establish a schedule implementing the management strategies, establish a basis for evaluating the plan's effectiveness, and identify feasible funding strategies for implementing the plan's management strategies. The management strategies may include regional treatment systems or other public works, when where appropriate, and voluntary trading of water quality credits to achieve the needed pollutant load reductions.

2. A basin management action plan must equitably allocate, pursuant to paragraph (6)(b), pollutant reductions to individual basins, as a whole to all basins, or to each identified point source or category of nonpoint sources, as appropriate. For nonpoint sources for which best management practices have been adopted, the initial requirement specified by the plan must be those practices developed pursuant to paragraph (c). When Where appropriate, the plan may take into account the benefits of pollutant load reduction achieved by point or nonpoint sources that have implemented management strategies to reduce pollutant loads, including best management practices, before the development of the basin management action plan. The plan must also identify the mechanisms that will address potential future increases in pollutant loading.

3. The basin management action planning process is intended to involve the broadest possible range of interested parties, with the objective of encouraging the greatest amount of cooperation and consensus possible. In developing a basin management action plan, the department shall assure that key stakeholders, including, but not limited to, applicable local governments, water management districts, the Department of Agriculture and Consumer Services, other appropriate state agencies, local soil and water conservation districts, environmental groups, regulated interests, and affected pollution sources, are invited to participate in the process. The department shall hold at least one public meeting in the vicinity of the watershed or basin to discuss and receive comments during the planning process and shall otherwise encourage public participation to the greatest practicable extent. Notice

of the public meeting must be published in a newspaper of general circulation in each county in which the watershed or basin lies at least not less than 5 days, but not nor more than 15 days, before the public meeting. A basin management action plan does not supplant or otherwise alter any assessment made under subsection (3) or subsection (4) or any calculation or initial allocation.

4. Each new or revised basin management action plan shall include:

a. The appropriate management strategies available through existing water quality protection programs to achieve total maximum daily loads, which may provide for phased implementation to promote timely, cost-effective actions as provided for in s. 403.151;

b. A description of best management practices adopted by rule;

c. A list of projects in priority ranking with a planning-level cost estimate and estimated date of completion for each listed project;

d. The source and amount of financial assistance to be made available by the department, a water management district, or other entity for each listed project, if applicable; and

e. A planning-level estimate of each listed project's expected load reduction, if applicable.

5. The department shall adopt all or any part of a basin management action plan and any amendment to such plan by secretarial order pursuant to chapter 120 to implement ~~the provisions of~~ this section.

6. The basin management action plan must include milestones for implementation and water quality improvement, and an associated water quality monitoring component sufficient to evaluate whether reasonable progress in pollutant load reductions is being achieved over time. An assessment of progress toward these milestones shall be conducted every 5 years, and revisions to the plan shall be made as appropriate. Revisions to the basin management action plan shall be made by the department in cooperation with basin stakeholders. Revisions to the management strategies required for nonpoint sources must follow the procedures ~~set forth~~ in subparagraph (c)4. Revised basin management action plans must be adopted pursuant to subparagraph 5.

7. In accordance with procedures adopted by rule under paragraph (9)(c), basin management action plans, and other pollution control programs under local, state, or federal authority as provided in subsection (4), may allow point or nonpoint sources that will achieve greater pollutant reductions than required by an adopted total maximum daily load or wasteload allocation to generate, register, and trade water quality credits for the excess reductions to enable other sources to achieve their allocation; however, the generation of water quality credits does not remove the obligation of a source or activity to meet applicable technology requirements or adopted best management practices. Such plans must allow trading between NPDES permittees, and trading that may or may not involve NPDES permittees, where the generation or use of the credits involve an entity or activity not subject to department water discharge permits whose owner voluntarily elects to obtain department authorization for the generation and sale of credits.

8. ~~The provisions of~~ The department's rule relating to the equitable abatement of pollutants into surface waters do not apply to water bodies or water body segments for which a basin management plan that takes into account future new or expanded activities or discharges has been adopted under this section.

9. In order to promote resilient wastewater utilities, if the department identifies domestic wastewater treatment facilities or onsite sewage treatment and disposal systems as contributors of at least 20 percent of point source or nonpoint source nutrient pollution or if the department determines remediation is necessary to achieve the total maximum daily load, a basin management action plan for a nutrient total maximum daily load must include the following:

a. A wastewater treatment plan developed by each local government, in cooperation with the department, the water management district, and the public and private domestic wastewater treatment facilities within the jurisdiction of the local government, that addresses domestic wastewater. The wastewater treatment plan must:

(I) Provide for construction, expansion, or upgrades necessary to achieve the total maximum daily load requirements applicable to the domestic wastewater treatment facility.

(II) Include the permitted capacity in average annual gallons per day for the domestic wastewater treatment facility; the average nutrient concentration and the estimated average nutrient load of the domestic wastewater; a projected timeline of the dates by which the construction of any facility improvements will begin and be completed and the date by which operations of the improved facility will begin; the estimated cost of the improvements; and the identity of responsible parties.

The wastewater treatment plan must be adopted as part of the basin management action plan no later than July 1, 2025. A local government that does not have a domestic wastewater treatment facility in its jurisdiction is not required to develop a wastewater treatment plan unless there is a demonstrated need to establish a domestic wastewater treatment facility within its jurisdiction to improve water quality necessary to achieve a total maximum daily load. A local government is not responsible for a private domestic wastewater facility's compliance with a basin management action plan unless such facility is operated through a public-private partnership to which the local government is a party.

b. An onsite sewage treatment and disposal system remediation plan developed by each local government in cooperation with the department, the Department of Health, water management districts, and public and private domestic wastewater treatment facilities.

(I) The onsite sewage treatment and disposal system remediation plan must identify cost-effective and financially feasible projects necessary to achieve the nutrient load reductions required for onsite sewage treatment and disposal systems. To identify cost-effective and financially feasible projects for remediation of onsite sewage treatment and disposal systems, the local government shall:

(A) Include an inventory of onsite sewage treatment and disposal systems based on the best information available;

(B) Identify onsite sewage treatment and disposal systems that would be eliminated through connection to existing or future central domestic wastewater infrastructure in the jurisdiction or domestic wastewater service area of the local government, that would be replaced with or upgraded to enhanced nutrient-reducing onsite sewage treatment and disposal systems, or that would remain on conventional onsite sewage treatment and disposal systems;

(C) Estimate the costs of potential onsite sewage treatment and disposal system connections, upgrades, or replacements; and

(D) Identify deadlines and interim milestones for the planning, design, and construction of projects.

(II) The department shall adopt the onsite sewage treatment and disposal system remediation plan as part of the basin management action plan no later than July 1, 2025, or as required for Outstanding Florida Springs under s. 373.807.

10. When identifying wastewater projects in a basin management action plan, the department may not require the higher cost option if it achieves the same nutrient load reduction as a lower cost option. A regulated entity may choose a different cost option if it complies with the pollutant reduction requirements of an adopted total maximum daily load and meets or exceeds the pollution reduction requirement of the original project.

(b) Total maximum daily load implementation.—

1. The department shall be the lead agency in coordinating the implementation of the total maximum daily loads through existing water quality protection programs. Application of a total maximum daily load by a water management district must be consistent with this section and does not require the issuance of an order or a separate action pursuant to s. 120.536(1) or s. 120.54 for the adoption of the calculation and allocation previously established by the department. Such programs may include, but are not limited to:

a. Permitting and other existing regulatory programs, including water-quality-based effluent limitations;

b. Nonregulatory and incentive-based programs, including best management practices, cost sharing, waste minimization, pollution prevention, agreements established pursuant to s. 403.061(22) ~~s. 403.061(21)~~, and public education;

c. Other water quality management and restoration activities, for example surface water improvement and management plans approved by water management districts or basin management action plans developed pursuant to this subsection;

d. Trading of water quality credits or other equitable economically based agreements;

e. Public works including capital facilities; or

f. Land acquisition.

2. For a basin management action plan adopted pursuant to paragraph (a), any management strategies and pollutant reduction requirements associated with a pollutant of concern for which a total maximum daily load has been developed, including effluent limits ~~set forth~~ for a discharger subject to NPDES permitting, if any, must be included in a timely manner in subsequent NPDES permits or permit modifications for that discharger. The department may not impose limits or conditions implementing an adopted total maximum daily load in an NPDES permit until the permit expires, the discharge is modified, or the permit is reopened pursuant to an adopted basin management action plan.

a. Absent a detailed allocation, total maximum daily loads must be implemented through NPDES permit conditions that provide for a compliance schedule. In such instances, a facility's NPDES permit must allow time for the issuance of an order adopting the basin management action plan. The time allowed for the issuance of an order adopting the plan may not exceed 5 years. Upon issuance of an order adopting the plan, the permit must be reopened or renewed, as necessary, and permit conditions consistent with the plan must be established. Notwithstanding the other provisions of this subparagraph, upon request by an NPDES permittee, the department as part of a permit issuance, renewal, or modification may establish individual allocations before the adoption of a basin management action plan.

b. For holders of NPDES municipal separate storm sewer system permits and other stormwater sources, implementation of a total maximum daily load or basin management action plan must be achieved, to the maximum extent practicable, through the use of best management practices or other management measures.

c. The basin management action plan does not relieve the discharger from any requirement to obtain, renew, or modify an NPDES permit or to abide by other requirements of the permit.

d. Management strategies ~~set forth~~ in a basin management action plan to be implemented by a discharger subject to permitting by the department must be completed pursuant to the schedule ~~set forth~~ in the basin management action plan. This implementation schedule may extend beyond the 5-year term of an NPDES permit.

e. Management strategies and pollutant reduction requirements ~~set forth~~ in a basin management action plan for a specific pollutant of concern are not subject to challenge under chapter 120 at the time they are incorporated, in an identical form, into a subsequent NPDES permit or permit modification.

f. For nonagricultural pollutant sources not subject to NPDES permitting but permitted pursuant to other state, regional, or local water quality programs, the pollutant reduction actions adopted in a basin management action plan must be implemented to the maximum extent practicable as part of those permitting programs.

g. A nonpoint source discharger included in a basin management action plan must demonstrate compliance with the pollutant reductions established under subsection (6) by implementing the appropriate best management practices established pursuant to paragraph (c) or conducting water quality monitoring prescribed by the department or a water management district. A nonpoint source discharger may, in accordance with department rules, supplement the implementation of best management practices with water quality credit trades in order to

demonstrate compliance with the pollutant reductions established under subsection (6).

h. A nonpoint source discharger included in a basin management action plan may be subject to enforcement action by the department or a water management district based upon a failure to implement the responsibilities ~~set forth~~ in sub-subparagraph g.

i. A landowner, discharger, or other responsible person who is implementing applicable management strategies specified in an adopted basin management action plan may not be required by permit, enforcement action, or otherwise to implement additional management strategies, including water quality credit trading, to reduce pollutant loads to attain the pollutant reductions established pursuant to subsection (6) and shall be deemed to be in compliance with this section. This subparagraph does not limit the authority of the department to amend a basin management action plan as specified in subparagraph (a)6.

(c) *Best management practices.*—

1. The department, in cooperation with the water management districts and other interested parties, as appropriate, may develop suitable interim measures, best management practices, or other measures necessary to achieve the level of pollution reduction established by the department for nonagricultural nonpoint pollutant sources in allocations developed pursuant to subsection (6) and this subsection. These practices and measures may be adopted by rule by the department and the water management districts and, where adopted by rule, shall be implemented by those parties responsible for nonagricultural nonpoint source pollution.

2. The Department of Agriculture and Consumer Services may develop and adopt by rule pursuant to ss. 120.536(1) and 120.54 suitable interim measures, best management practices, or other measures necessary to achieve the level of pollution reduction established by the department for agricultural pollutant sources in allocations developed pursuant to subsection (6) and this subsection or for programs implemented pursuant to paragraph (12)(b). These practices and measures may be implemented by those parties responsible for agricultural pollutant sources and the department, the water management districts, and the Department of Agriculture and Consumer Services shall assist with implementation. In the process of developing and adopting rules for interim measures, best management practices, or other measures, the Department of Agriculture and Consumer Services shall consult with the department, the Department of Health, the water management districts, representatives from affected farming groups, and environmental group representatives. Such rules must also incorporate provisions for a notice of intent to implement the practices and a system to assure the implementation of the practices, including site inspection and recordkeeping requirements.

3. ~~When~~ ~~Where~~ interim measures, best management practices, or other measures are adopted by rule, the effectiveness of such practices in achieving the levels of pollution reduction established in allocations developed by the department pursuant to subsection (6) and this subsection or in programs implemented pursuant to paragraph (12)(b) must be verified at representative sites by the department. The department shall use best professional judgment in making the initial verification that the best management practices are reasonably expected to be effective and, ~~when~~ ~~where~~ applicable, shall ~~must~~ notify the appropriate water management district or the Department of Agriculture and Consumer Services of its initial verification before the adoption of a rule proposed pursuant to this paragraph. Implementation, in accordance with rules adopted under this paragraph, of practices that have been initially verified to be effective, or verified to be effective by monitoring at representative sites, by the department, shall provide a presumption of compliance with state water quality standards and release from ~~the provisions of~~ s. 376.307(5) for those pollutants addressed by the practices, and the department is not authorized to institute proceedings against the owner of the source of pollution to recover costs or damages associated with the contamination of surface water or groundwater caused by those pollutants. Research projects funded by the department, a water management district, or the Department of Agriculture and Consumer Services to develop or demonstrate interim measures or best management practices shall be granted a presumption of compliance with state water quality standards and a release from ~~the provisions of~~ s. 376.307(5). The presumption of compliance and release

is limited to the research site and only for those pollutants addressed by the interim measures or best management practices. Eligibility for the presumption of compliance and release is limited to research projects on sites where the owner or operator of the research site and the department, a water management district, or the Department of Agriculture and Consumer Services have entered into a contract or other agreement that, at a minimum, specifies the research objectives, the cost-share responsibilities of the parties, and a schedule that details the beginning and ending dates of the project.

4. ~~When~~ ~~Where~~ water quality problems are demonstrated, despite the appropriate implementation, operation, and maintenance of best management practices and other measures required by rules adopted under this paragraph, the department, a water management district, or the Department of Agriculture and Consumer Services, in consultation with the department, shall institute a reevaluation of the best management practice or other measure. ~~If~~ ~~Should~~ the reevaluation ~~determines~~ ~~determine~~ that the best management practice or other measure requires modification, the department, a water management district, or the Department of Agriculture and Consumer Services, as appropriate, shall revise the rule to require implementation of the modified practice within a reasonable time period as specified in the rule.

5. *Subject to subparagraph 6., the Department of Agriculture and Consumer Services shall provide to the department information obtained pursuant to subparagraph (d)3.*

~~6.5-~~ Agricultural records relating to processes or methods of production, costs of production, profits, or other financial information held by the Department of Agriculture and Consumer Services pursuant to subparagraphs 3., ~~and~~ 4., and 5. or pursuant to any rule adopted pursuant to subparagraph 2. are confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. Upon request, records made confidential and exempt pursuant to this subparagraph shall be released to the department or any water management district provided that the confidentiality specified by this subparagraph for such records is maintained.

~~7.6-~~ ~~The provisions of~~ Subparagraphs 1. and 2. do not preclude the department or water management district from requiring compliance with water quality standards or with current best management practice requirements ~~set forth~~ in any applicable regulatory program authorized by law for the purpose of protecting water quality. Additionally, subparagraphs 1. and 2. are applicable only to the extent that they do not conflict with any rules adopted by the department that are necessary to maintain a federally delegated or approved program.

(d) *Enforcement and verification of basin management action plans and management strategies.*—

1. Basin management action plans are enforceable pursuant to this section and ss. 403.121, 403.141, and 403.161. Management strategies, including best management practices and water quality monitoring, are enforceable under this chapter.

2. No later than January 1, 2017:

a. The department, in consultation with the water management districts and the Department of Agriculture and Consumer Services, shall initiate rulemaking to adopt procedures to verify implementation of water quality monitoring required in lieu of implementation of best management practices or other measures pursuant to sub-subparagraph (b)2.g.;

b. The department, in consultation with the water management districts and the Department of Agriculture and Consumer Services, shall initiate rulemaking to adopt procedures to verify implementation of nonagricultural interim measures, best management practices, or other measures adopted by rule pursuant to subparagraph (c)1.; and

c. The Department of Agriculture and Consumer Services, in consultation with the water management districts and the department, shall initiate rulemaking to adopt procedures to verify implementation of agricultural interim measures, best management practices, or other measures adopted by rule pursuant to subparagraph(c)2.

The rules required under this subparagraph shall include enforcement procedures applicable to the landowner, discharger, or other responsible person required to implement applicable management strategies, including best management practices or water quality monitoring as a result of noncompliance.

3. At least every 2 years, the Department of Agriculture and Consumer Services shall perform onsite inspections of each agricultural producer that enrolls in a best management practice to ensure that such practice is being properly implemented. Such verification must include a collection and review of the best management practice documentation from the previous 2 years required by rules adopted pursuant to subparagraph (c)2., including, but not limited to, nitrogen and phosphorus fertilizer application records, which must be collected and retained pursuant to subparagraphs (c)3., 4., and 6. The Department of Agriculture and Consumer Services shall initially prioritize the inspection of agricultural producers located in the basin management action plans for Lake Okeechobee, the Indian River Lagoon, the Caloosahatchee River and Estuary, and Silver Springs.

(e) Cooperative agricultural regional water quality improvement element.—

1. The department, the Department of Agriculture and Consumer Services, and owners of agricultural operations in the basin shall develop a cooperative agricultural regional water quality improvement element as part of a basin management action plan only if:

a. Agricultural measures have been adopted by the Department of Agriculture and Consumer Services pursuant to subparagraph (c)2. and have been implemented and the waterbody remains impaired;

b. Agricultural nonpoint sources contribute to at least 20 percent of nonpoint source nutrient discharges; and

c. The department determines that additional measures, in combination with state-sponsored regional projects and other management strategies included in the basin management action plan, are necessary to achieve the total maximum daily load.

2. The element will be implemented through the use of cost-sharing projects. The element must include cost-effective and technically and financially practical cooperative regional agricultural nutrient reduction projects that can be implemented on private properties on a site-specific, cooperative basis. Such cooperative regional agricultural nutrient reduction projects may include land acquisition in fee or conservation easements on the lands of willing sellers and site-specific water quality improvement or dispersed water management projects on the lands of project participants.

3. To qualify for participation in the cooperative agricultural regional water quality improvement element, the participant must have already implemented and be in compliance with best management practices or other measures adopted by the Department of Agriculture and Consumer Services pursuant to subparagraph (c)2. The element may be included in the basin management action plan as a part of the next 5-year assessment under subparagraph (a)6.

4. The department may submit a legislative budget request to fund projects developed pursuant to this paragraph. In allocating funds for projects funded pursuant to this paragraph, the department shall provide at least 20 percent of its annual appropriation for projects in sub-basins with the highest nutrient concentrations within a basin management action plan.

(f) Data collection and research.—

1. The Department of Agriculture and Consumer Services, in cooperation with the University of Florida Institute of Food and Agricultural Sciences and other state universities and Florida College System institutions that have agricultural research programs, shall annually develop research plans and legislative budget requests to:

a. Evaluate and suggest enhancements to the existing adopted agricultural best management practices to reduce nutrient runoff;

b. Develop new best management practices that, if proven effective, the Department of Agriculture and Consumer Services may adopt by rule pursuant to subparagraph (c)2.; and

c. Develop agricultural nutrient runoff reduction projects that willing participants could implement on a site-specific, cooperative basis, in addition to best management practices. The department may consider these projects for inclusion in a basin management action plan. These nutrient runoff reduction projects must reduce the nutrient impacts from agricultural operations on water quality when evaluated with the projects and management strategies currently included in the basin management action plan.

2. To be considered for funding, the University of Florida Institute of Food and Agricultural Sciences and other state universities and Florida College System institutions that have agricultural research programs must submit such plans to the department and the Department of Agriculture and Consumer Services by August 1, 2021, and each May 1 thereafter.

3. The department shall work with the University of Florida Institute of Food and Agricultural Sciences and regulated entities to consider the adoption by rule of best management practices for nutrient impacts from golf courses. Such adopted best management practices are subject to the requirements of paragraph (c).

Section 14. Section 403.0671, Florida Statutes, is created to read:

403.0671 Basin management action plan wastewater reports.—

(1) By July 1, 2021, the department, in coordination with the county health departments, wastewater treatment facilities, and other governmental entities, shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives evaluating the costs of wastewater projects identified in the basin management action plans developed pursuant to ss. 373.807 and 403.067(7) and the onsite sewage treatment and disposal system remediation plans and other restoration plans developed to meet the total maximum daily loads required under s. 403.067. The report must include:

(a) Projects to:

1. Replace onsite sewage treatment and disposal systems with enhanced nutrient-reducing onsite sewage treatment and disposal systems.

2. Install or retrofit onsite sewage treatment and disposal systems with enhanced nutrient-reducing technologies.

3. Construct, upgrade, or expand domestic wastewater treatment facilities to meet the wastewater treatment plan required under s. 403.067(7)(a)9.

4. Connect onsite sewage treatment and disposal systems to domestic wastewater treatment facilities;

(b) The estimated costs, nutrient load reduction estimates, and other benefits of each project;

(c) The estimated implementation timeline for each project;

(d) A proposed 5-year funding plan for each project and the source and amount of financial assistance the department, a water management district, or other project partner will make available to fund the project; and

(e) The projected costs of installing enhanced nutrient-reducing onsite sewage treatment and disposal systems on buildable lots in priority focus areas to comply with s. 373.811.

(2) By July 1, 2021, the department shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives that provides an assessment of the water quality monitoring being conducted for each basin management action plan implementing a nutrient total maximum daily load. In developing the report, the department may coordinate with water management districts and any applicable university. The report must:

(a) Evaluate the water quality monitoring prescribed for each basin management action plan to determine if it is sufficient to detect changes in water quality caused by the implementation of a project.

(b) Identify gaps in water quality monitoring.

(c) Recommend water quality monitoring needs.

(3) Beginning January 1, 2022, and each January 1 thereafter, the department shall submit to the Office of Economic and Demographic Research the cost estimates for projects required in s. 403.067(7)(a)9. The office shall include the project cost estimates in its annual assessment conducted pursuant to s. 403.928.

Section 15. Section 403.0673, Florida Statutes, is created to read:

403.0673 Wastewater grant program.—A wastewater grant program is established within the Department of Environmental Protection.

(1) Subject to the appropriation of funds by the Legislature, the department may provide grants for the following projects within a basin management action plan, an alternative restoration plan adopted by final order, or a rural area of opportunity under s. 288.0656 which will individually or collectively reduce excess nutrient pollution:

(a) Projects to retrofit onsite sewage treatment and disposal systems to upgrade such systems to enhanced nutrient-reducing onsite sewage treatment and disposal systems.

(b) Projects to construct, upgrade, or expand facilities to provide advanced waste treatment, as defined in s. 403.086(4).

(c) Projects to connect onsite sewage treatment and disposal systems to central sewer facilities.

(2) In allocating such funds, priority must be given to projects that subsidize the connection of onsite sewage treatment and disposal systems to wastewater treatment facilities. First priority must be given to subsidize the connection of onsite sewage treatment and disposal systems to existing infrastructure. Second priority must be given to any expansion of a collection or transmission system that promotes efficiency by planning the installation of wastewater transmission facilities to be constructed concurrently with other construction projects occurring within or along a transportation facility right-of-way. Third priority must be given to all other connections of onsite sewage treatment and disposal systems to wastewater treatment facilities. The department shall consider the estimated reduction in nutrient load per project; project readiness; the cost-effectiveness of the project; the overall environmental benefit of a project; the location of a project; the availability of local matching funds; and projected water savings or quantity improvements associated with a project.

(3) Each grant for a project described in subsection (1) must require a minimum of a 50 percent local match of funds. However, the department may, at its discretion, waive, in whole or in part, this consideration of the local contribution for proposed projects within an area designated as a rural area of opportunity under s. 288.0656.

(4) The department shall coordinate with each water management district, as necessary, to identify grant recipients in each district.

(5) Beginning January 1, 2021, and each January 1 thereafter, the department shall submit a report regarding the projects funded pursuant to this section to the Governor, the President of the Senate, and the Speaker of the House of Representatives.

Section 16. Section 403.0855, Florida Statutes, is created to read:

403.0855 Biosolids management.—

(1) The Legislature finds that it is in the best interest of this state to regulate biosolids management in order to minimize the migration of nutrients that impair water bodies. The Legislature further finds that permitting according to site-specific application conditions, an increased inspection rate, groundwater and surface water monitoring protocols, and nutrient management research will improve biosolids management and assist in protecting this state's water resources and water quality.

(2) The department shall adopt rules for biosolids management. Rules adopted by the department pursuant to this section may not take effect until ratified by the Legislature.

(3) For a new land application site permit or a permit renewal issued after July 1, 2020, the permittee of a biosolids land application site shall:

(a) Ensure a minimum unsaturated soil depth of 2 feet between the depth of biosolids placement and the water table level at the time the Class A or Class B biosolids are applied to the soil. Biosolids may not be applied on soils that have a seasonal high-water table less than 6 inches from the soil surface or within 6 inches of the intended depth of biosolids placement, unless a department-approved nutrient management plan and water quality monitoring plan provide reasonable assurances that the land application of biosolids at the site will not cause or contribute to a violation of the state's surface water quality standards or groundwater standards. As used in this subsection, the term "seasonal high water" means the elevation to which the ground and surface water may be expected to rise due to a normal wet season.

(b) Be enrolled in the Department of Agriculture and Consumer Service's best management practices program or be within an agricultural operation enrolled in the program for the applicable commodity type.

(4) All permits shall comply with the requirements of subsection (3) by July 1, 2022.

(5) New or renewed biosolids land application site or facility permits issued after July 1, 2020, must comply with this section and include a permit condition that requires the permit to be reopened to insert a compliance date of no later than 1 year after the effective date of the rules adopted pursuant to subsection (2). All permits must meet the requirements of the rules adopted pursuant to subsection (2) no later than 2 years after the effective date of such rules.

(6) A municipality or county may enforce or extend a local ordinance, regulation, resolution, rule, moratorium, or policy, any of which was adopted before November 1, 2019, relating to the land application of Class A or Class B biosolids until the ordinance, regulation, resolution, rule, moratorium, or policy is repealed by the municipality or county.

Section 17. Present subsections (7) through (10) of section 403.086, Florida Statutes, are redesignated as subsections (8) through (11), respectively, subsections (1) and (2) are amended, and a new subsection (7) is added to that section, to read:

403.086 Sewage disposal facilities; advanced and secondary waste treatment.—

(1)(a) ~~Neither~~ The Department of Health or ~~nor~~ any other state agency, county, special district, or municipality may not ~~shall~~ approve construction of any sewage disposal facilities for sanitary sewage disposal which do not provide for secondary waste treatment and, ~~in addition thereto~~, advanced waste treatment as deemed necessary and ordered by the department.

(b) Sewage disposal ~~No~~ facilities for ~~sanitary sewage disposal~~ constructed after June 14, 1978, may not ~~shall~~ dispose of any wastes by deep well injection without providing for secondary waste treatment and, ~~in addition thereto~~, advanced waste treatment deemed necessary by the department to protect adequately the beneficial use of the receiving waters.

(c) Notwithstanding ~~any other provisions of~~ this chapter or chapter 373, sewage disposal facilities for ~~sanitary sewage disposal~~ may not dispose of any wastes into Old Tampa Bay, Tampa Bay, Hillsborough Bay, Boca Ciega Bay, St. Joseph Sound, Clearwater Bay, Sarasota Bay, Little Sarasota Bay, Roberts Bay, Lemon Bay, ~~or~~ Charlotte Harbor Bay, or, beginning July 1, 2025, Indian River Lagoon, or into any river, stream, channel, canal, bay, bayou, sound, or other water tributary thereto, without providing advanced waste treatment, as defined in subsection (4), approved by the department. This paragraph ~~does~~ ~~shall~~ not apply to facilities which were permitted by February 1, 1987, and which discharge secondary treated effluent, followed by water hyacinth treatment, to tributaries of tributaries of the named waters; or to facilities permitted to discharge to the nontidally influenced portions of the Peace River.

(d) By December 31, 2020, the department, in consultation with the water management districts and sewage disposal facilities, shall submit to the Governor, the President of the Senate, and the Speaker of the House of Representatives a progress report on the status of upgrades made by each facility to meet the advanced waste treatment requirements under paragraph (c). The report must include a list of sewage disposal



facilities required to upgrade to advanced waste treatment, the preliminary cost estimates for the upgrades, and a projected timeline of the dates by which the upgrades will begin and be completed and the date by which operations of the upgraded facility will begin.

(2) All sewage disposal ~~Any facilities for sanitary sewage disposal~~ shall provide for secondary waste treatment, a power outage contingency plan that mitigates the impacts of power outages on the utility's collection system and pump stations, and, ~~in addition thereto,~~ advanced waste treatment as deemed necessary and ordered by the Department of Environmental Protection. Failure to conform ~~is shall be~~ punishable by a civil penalty of \$500 for each 24-hour day or fraction thereof that such failure is allowed to continue thereafter.

(7) All sewage disposal facilities under subsection (2) which control a collection or transmission system of pipes and pumps to collect and transmit wastewater from domestic or industrial sources to the facility shall take steps to prevent sanitary sewer overflows or underground pipe leaks and ensure that collected wastewater reaches the facility for appropriate treatment. Facilities must use inflow and infiltration studies and leakage surveys to develop pipe assessment, repair, and replacement action plans with a 5-year planning horizon that comply with department rule to limit, reduce, and eliminate leaks, seepages, or inputs into wastewater treatment systems' underground pipes. The pipe assessment, repair, and replacement action plans must be reported to the department. The facility action plans must include information regarding the annual expenditures dedicated to the inflow and infiltration studies and the required replacement action plans; expenditures that are dedicated to pipe assessment, repair, and replacement; and expenditures designed to limit the presence of fats, roots, oils, and grease in the facility's collection system. The department shall adopt rules regarding the implementation of inflow and infiltration studies and leakage surveys; however, such rules may not fix or revise utility rates or budgets. A utility or an operating entity subject to this subsection and s. 403.061(14) may submit one report to comply with both requirements. Substantial compliance with this subsection is evidence in mitigation for the purposes of assessing penalties pursuant to ss. 403.121 and 403.141.

Section 18. Present subsections (4) through (10) of section 403.087, Florida Statutes, are redesignated as subsections (5) through (11), respectively, and a new subsection (4) is added to that section, to read:

403.087 Permits; general issuance; denial; revocation; prohibition; penalty.—

(4) The department shall issue an operation permit for a domestic wastewater treatment facility other than a facility regulated under the National Pollutant Discharge Elimination System Program under s. 403.0885 for a term of up to 10 years if the facility is meeting the stated goals in its action plan adopted pursuant to s. 403.086(7).

Section 19. Present subsections (3) and (4) of section 403.088, Florida Statutes, are redesignated as subsections (4) and (5), respectively, paragraph (c) of subsection (2) is amended, and a new subsection (3) is added to that section, to read:

403.088 Water pollution operation permits; conditions.—

(2)

(c) A permit shall:

1. Specify the manner, nature, volume, and frequency of the discharge permitted;

2. Require proper operation and maintenance of any pollution abatement facility by qualified personnel in accordance with standards established by the department;

3. Require a deliberate, proactive approach to investigating or surveying a significant percentage of the domestic wastewater collection system throughout the duration of the permit to determine pipe integrity, which must be accomplished in an economically feasible manner. The permittee shall submit an annual report to the department which details facility revenues and expenditures in a manner prescribed by department rule. The report must detail any deviation of annual expenditures from identified system needs related to inflow and infiltration studies; model plans for pipe assessment, repair, and replacement; and pipe assessment, repair, and replacement required under s. 403.086(7). Sub-

stantial compliance with this subsection is evidence in mitigation for the purposes of assessing penalties pursuant to ss. 403.121 and 403.141;

4.3. Contain such additional conditions, requirements, and restrictions as the department deems necessary to preserve and protect the quality of the receiving waters;

5.4. Be valid for the period of time specified therein; and

6.5. Constitute the state National Pollutant Discharge Elimination System permit when issued pursuant to the authority in s. 403.0885.

(3) No later than March 1 of each year, the department shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives which identifies all domestic wastewater treatment facilities that experienced a sanitary sewer overflow in the preceding calendar year. The report must identify the name of the utility or responsible operating entity, permitted capacity in annual average gallons per day, number of overflows, type of water discharged, total volume of sewage released, and, to the extent known and available, volume of sewage recovered, volume of sewage discharged to surface waters, and cause of the sanitary sewer overflow, including whether the overflow was caused by a third party. The department shall include with this report the annual report specified under subparagraph (2)(c)3. for each utility that experienced an overflow.

Section 20. Subsection (6) of section 403.0891, Florida Statutes, is amended to read:

403.0891 State, regional, and local stormwater management plans and programs.—The department, the water management districts, and local governments shall have the responsibility for the development of mutually compatible stormwater management programs.

(6) The department and the Department of Economic Opportunity, in cooperation with local governments in the coastal zone, shall develop a model stormwater management program that could be adopted by local governments. The model program must contain model ordinances that target nutrient reduction practices and use green infrastructure. The model program shall contain dedicated funding options, including a stormwater utility fee system based upon an equitable unit cost approach. Funding options shall be designed to generate capital to retrofit existing stormwater management systems, build new treatment systems, operate facilities, and maintain and service debt.

Section 21. Paragraphs (b) and (g) of subsection (2), paragraph (b) of subsection (3), and subsections (8) and (9) of section 403.121, Florida Statutes, are amended to read:

403.121 Enforcement; procedure; remedies.—The department shall have the following judicial and administrative remedies available to it for violations of this chapter, as specified in s. 403.161(1).

(2) Administrative remedies:

(b) If the department has reason to believe a violation has occurred, it may institute an administrative proceeding to order the prevention, abatement, or control of the conditions creating the violation or other appropriate corrective action. Except for violations involving hazardous wastes, asbestos, or underground injection, the department shall proceed administratively in all cases in which the department seeks administrative penalties that do not exceed \$50,000 ~~\$10,000~~ per assessment as calculated in accordance with subsections (3), (4), (5), (6), and (7). Pursuant to 42 U.S.C. s. 300g-2, the administrative penalty assessed pursuant to subsection (3), subsection (4), or subsection (5) against a public water system serving a population of more than 10,000 may not ~~shall be not~~ less than \$1,000 per day per violation. The department may ~~shall~~ not impose administrative penalties in excess of \$50,000 ~~\$10,000~~ in a notice of violation. The department may ~~shall~~ not have more than one notice of violation seeking administrative penalties pending against the same party at the same time unless the violations occurred at a different site or the violations were discovered by the department subsequent to the filing of a previous notice of violation.

(g) This subsection does not prevent ~~Nothing herein shall be construed as preventing~~ any other legal or administrative action in accordance with law and does not. ~~Nothing in this subsection shall limit~~ the department's authority provided in s. ss. 403.131, s. 403.141, and this section to judicially pursue injunctive relief. When the department



exercises its authority to judicially pursue injunctive relief, penalties in any amount up to the statutory maximum sought by the department must be pursued as part of the state court action and not by initiating a separate administrative proceeding. The department retains the authority to judicially pursue penalties in excess of \$50,000 ~~\$10,000~~ for violations not specifically included in the administrative penalty schedule, or for multiple or multiday violations alleged to exceed a total of \$50,000 ~~\$10,000~~. The department also retains the authority provided in ss. 403.131, 403.141, and this section to judicially pursue injunctive relief and damages, if a notice of violation seeking the imposition of administrative penalties has not been issued. The department has the authority to enter into a settlement, ~~either~~ before or after initiating a notice of violation, and the settlement may include a penalty amount different from the administrative penalty schedule. Any case filed in state court because it is alleged to exceed a total of \$50,000 ~~\$10,000~~ in penalties may be settled in the court action for less than \$50,000 ~~\$10,000~~.

(3) Except for violations involving hazardous wastes, asbestos, or underground injection, administrative penalties must be calculated according to the following schedule:

(b) For failure to obtain a required wastewater permit, other than a permit required for surface water discharge, the department shall assess a penalty of \$2,000 ~~\$1,000~~. For a domestic or industrial wastewater violation not involving a surface water or groundwater quality violation, the department shall assess a penalty of \$4,000 ~~\$2,000~~ for an unpermitted or unauthorized discharge or effluent-limitation exceedance or for failure to comply with s. 403.061(14) or s. 403.086(7) or rules adopted thereunder. For an unpermitted or unauthorized discharge or effluent-limitation exceedance that resulted in a surface water or groundwater quality violation, the department shall assess a penalty of \$10,000 ~~\$5,000~~.

(8) The direct economic benefit gained by the violator from the violation, where consideration of economic benefit is provided by Florida law or required by federal law as part of a federally delegated or approved program, ~~must shall~~ be added to the scheduled administrative penalty. The total administrative penalty, including any economic benefit added to the scheduled administrative penalty, ~~may shall~~ not exceed \$10,000.

(9) The administrative penalties assessed for any particular violation ~~may shall~~ not exceed \$10,000 ~~\$5,000~~ against any one violator, unless the violator has a history of noncompliance, the economic benefit of the violation as described in subsection (8) exceeds \$10,000 ~~\$5,000~~, or there are multiday violations. The total administrative penalties ~~may shall~~ not exceed \$50,000 ~~\$10,000~~ per assessment for all violations attributable to a specific person in the notice of violation.

And the title is amended as follows:

Delete lines 17-247 and insert: leave upon the transfer; amending s. 373.036, F.S.; directing water management districts to submit consolidated annual reports to the Office of Economic and Demographic Research; requiring such reports to include connection and conversion projects for onsite sewage treatment and disposal systems; requiring the Department of Environmental Protection, in coordination with the water management districts, to conduct a study on the bottled water industry in this state; providing requirements for the study; requiring the department to submit a report containing the findings of the study to the Governor and the Legislature by a specified date; defining terms; amending s. 373.4131, F.S.; requiring the Department of Environmental Protection to include stormwater structural control inspections as part of its regular staff training; requiring the department and the water management districts to adopt rules regarding stormwater design and operation regulations by a specified date and address specified information as part of such rule development; requiring the department to review and evaluate data relating to self-certification and provide the Legislature with recommendations for improvements; amending s. 381.0065, F.S.; requiring the department to implement an approval process for the use of specified nutrient-reducing onsite sewage treatment and disposal systems by a specified date; defining the term "department" for the regulation of onsite sewage treatment and disposal systems; revising the duties of the department; requiring the Department of Environmental Protection to adopt rules relating to the location of onsite sewage treatment and disposal systems and complete such rulemaking by a specified date; providing requirements for such rules;

requiring the department to determine that a hardship exists for certain variance applicants; providing that certain provisions relating to existing setback requirements are applicable to permits only until the effective date of certain rules adopted by the department; removing provisions requiring certain onsite sewage treatment and disposal system research projects to be approved by a Department of Health technical review and advisory panel; removing provisions prohibiting the award of research projects to certain entities; removing provisions establishing a Department of Health onsite sewage treatment and disposal system research review and advisory committee; conforming provisions to changes made by the act; creating s. 381.00652, F.S.; defining the term "department"; creating the onsite sewage treatment and disposal systems technical advisory committee within the Department of Environmental Protection; authorizing the department, in consultation with the Department of Health, to appoint an onsite sewage treatment and disposal systems technical advisory committee; providing for committee purpose, membership, and expiration; requiring the committee to submit its recommendations to the Governor and Legislature; providing for the expiration of the committee; repealing s. 381.0068, F.S., relating to the Department of Health onsite sewage treatment and disposal systems technical review and advisory panel; amending s. 403.061, F.S.; requiring the department to adopt rules relating to domestic wastewater collection and transmission system pipe leakages and inflow and infiltration; requiring the department to adopt rules to require public utilities or their affiliated companies holding, applying for, or renewing a domestic wastewater discharge permit to file certain annual reports and data with the department; creating s. 403.0616, F.S.; requiring the department, subject to legislative appropriation, to establish a real-time water quality monitoring program; encouraging the formation of public-private partnerships; amending s. 403.064, F.S.; requiring the Department of Environmental Protection to initiate rule revisions based on certain potable reuse recommendations by a specified date; providing requirements for such rules; providing that reclaimed water is deemed a water source for public water supply systems; amending s. 403.067, F.S.; requiring basin management action plans for nutrient total maximum daily loads to include wastewater treatment and onsite sewage treatment and disposal system remediation plans that meet certain requirements; requiring the Department of Agriculture and Consumer Services to collect fertilizer application records from certain agricultural producers and provide the information to the department annually by a specified date; requiring the Department of Agriculture and Consumer Services to perform onsite inspections of the agricultural producers at specified intervals; providing for prioritization of such inspections; requiring certain basin management action plans to include cooperative agricultural regional water quality improvement elements; requiring the Department of Agriculture and Consumer Services, in cooperation with specified entities, to annually develop research plans and legislative budget requests relating to best management practices by a specified date; requiring such entities to submit such plans to the Department of Environmental Protection and the Department of Agriculture and Consumer Services by a specific date; requiring the Department of Environmental Protection to work with specified entities to consider the adoption of best management practices for nutrient impacts from golf courses; creating s. 403.0671, F.S.; directing the Department of Environmental Protection, in coordination with specified entities, to submit reports regarding wastewater projects identified in the basin management action plans to the Governor and the Legislature and to submit certain wastewater project cost estimates to the Office of Economic and Demographic Research by specified dates; creating s. 403.0673, F.S.; establishing a wastewater grant program within the Department of Environmental Protection; authorizing the department to distribute appropriated funds for certain projects; providing requirements for the distribution; requiring the department to coordinate with each water management district to identify grant recipients; requiring an annual report to the Governor and Legislature by a specified date; creating s. 403.0855, F.S.; providing legislative findings regarding the regulation of biosolids management in this state; requiring the department to adopt rules for biosolids management; providing that such rules are not effective until ratified by the Legislature; providing permitting requirements for biosolids land application sites and facilities; requiring biosolids application sites and facilities to be enrolled in a specified best management practices program or be within a specified agricultural operation; providing requirements for the land application of biosolids; providing a definition; authorizing the enforcement or extension of certain local government regulations relating to the land application of biosolids until such regulations are repealed; amending s.

403.086, F.S.; prohibiting sewage disposal facilities from disposing waste into the Indian River Lagoon beginning on a specified date without certain advanced waste treatment; directing the Department of Environmental Protection, in consultation with specified entities, to submit a report to the Governor and the Legislature by a specified date; requiring sewage disposal facilities to have a power outage contingency plan, to take steps to prevent overflows and leaks and ensure that the wastewater reaches the facility for appropriate treatment, and to provide the Department of Environmental Protection with certain information; requiring the department to adopt rules; limiting the scope of such rules; authorizing utilities and operating entities to consolidate certain reports; providing that specified compliance is evidence in mitigation for assessment of certain penalties; amending s. 403.087, F.S.; requiring the department to issue operation permits for certain domestic wastewater treatment facilities under certain circumstances; amending s. 403.088, F.S.; revising the permit conditions for a water pollution operation permit; requiring permittees to submit annual reports to the department; requiring the department to submit an annual report identifying all domestic wastewater treatment facilities that experienced sanitary sewer overflows to the Governor and the Legislature by a specified date; amending s. 403.0891, F.S.; requiring model stormwater management programs to contain model ordinances for nutrient reduction practices and green infrastructure; amending s. 403.121, F.S.; revising administrative penalties for violations of ch. 403, F.S.; amending ss. 403.1835 and 403.1838, F.S.; requiring the Department of Environmental Protection to give funding priority to certain domestic wastewater utility projects; amending s. 403.412, F.S.; prohibiting local governments from recognizing or granting certain legal rights to the natural environment or granting such rights relating to the natural environment to a person or political subdivision; providing construction; providing a declaration of important state interest; amending ss. 153.54, 153.73, 163.3180, 180.03, 311.105, 327.46, 373.250, 373.414, 373.705, 373.707, 373.709, 373.807, 376.307, 380.0552, 381.006, 381.0061, 381.0064, 381.00651, 381.0101, 403.08601, 403.0871, 403.0872, 403.707, 403.861, 489.551, and 590.02, F.S.; conforming cross-references and provisions to changes made by the act; providing a directive to the Division of Law Revision upon the adoption of certain rules by the Department of Environmental Protection; providing effective dates.

Pursuant to Rule 4.19, **CS for CS for SB 712**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

#### SENATOR MONTFORD PRESIDING

On motion by Senator Rodriguez—

**CS for CS for SB 178**—A bill to be entitled An act relating to public financing of construction projects; creating s. 161.551, F.S.; defining terms; prohibiting state-financed constructors from commencing construction of certain structures in coastal areas after a specified date without first taking certain steps regarding a sea level impact projection study; requiring the Department of Environmental Protection to develop by rule a standard for such studies; providing that such rule operates prospectively on projects that have not yet commenced as of the finalization of the rule; requiring the department to publish such studies on its website, subject to certain conditions; requiring the department to adopt rules; providing for enforcement; providing effective dates.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 178** was placed on the calendar of Bills on Third Reading.

**SB 510**—A bill to be entitled An act relating to bail pending appellate review; amending s. 903.133, F.S.; prohibiting a court from granting bail to specified offenders pending review following a conviction for an offense requiring sexual offender or sexual predator registration if the victim was a minor; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 510**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 333** was withdrawn from the Committees on Criminal Justice; Judiciary; and Rules.

On motion by Senator Wright—

**CS for HB 333**—A bill to be entitled An act relating to bail pending appellate review; amending s. 903.133, F.S.; prohibiting a court from granting bail to specified offenders pending review following a conviction for an offense requiring sexual offender or sexual predator registration if the victim was a minor; providing an effective date.

—a companion measure, was substituted for **SB 510** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 333** was placed on the calendar of Bills on Third Reading.

On motion by Senator Lee—

**CS for CS for SB 1270**—A bill to be entitled An act relating to the fiduciary duty of care for appointed public officials and executive officers; providing a directive to the Division of Law Revision to create part IX of ch. 112, F.S.; creating s. 112.89, F.S.; providing legislative findings and purpose; defining terms; establishing standards for the fiduciary duty of care for appointed public officials and executive officers of specified governmental entities; requiring training on board governance beginning on a specified date; requiring the Department of Business and Professional Regulation to contract for or approve such training programs or publish a list of approved training providers; specifying requirements for such training; authorizing training to be provided by in-house counsel for certain governmental entities; requiring appointed public officials and executive officers to certify their completion of the annual training; requiring the department to adopt rules; providing exceptions to the training requirement; specifying requirements for the appointment of executive officers and general counsels of governmental entities; specifying standards for legal counsel; providing an effective date.

—was read the second time by title.

Senator Lee moved the following amendment which was adopted:

**Amendment 1 (765978)**—Between lines 53 and 54 insert:

(d) *“General counsel” means the chief legal counsel of a governmental entity to which an appointed public official or an executive officer is appointed or hired.*

Pursuant to Rule 4.19, **CS for CS for SB 1270**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

**CS for SB 1296**—A bill to be entitled An act relating to health access dental licenses; reviving, reenacting, and amending s. 466.0067, F.S., relating to the application for a health access dental license; reviving, reenacting, and amending s. 466.00671, F.S., relating to the renewal of such license; reviving and reenacting s. 466.00672, F.S., relating to the revocation of such license; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1296**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1461** was withdrawn from the Committee on Rules.

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

**CS for HB 1461**—A bill to be entitled An act relating to health access dental licenses; reviving, reenacting, and amending s. 466.0067, F.S., relating to the application for a health access dental license; reviving, reenacting, and amending s. 466.00671, F.S., relating to the renewal of such a license; reviving and reenacting s. 466.00672, F.S., relating to the revocation of such a license; providing for retroactive application; providing an effective date.

—a companion measure, was substituted for **CS for SB 1296** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 1461** was placed on the calendar of Bills on Third Reading.

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On motion by Senator Baxley—

**CS for SB 1466**—A bill to be entitled An act relating to government accountability; amending s. 189.031, F.S.; specifying conditions under which board members and public employees of special districts do not abuse their public positions; amending s. 189.069, F.S.; revising the list of items required to be included on the websites of special districts; amending s. 190.007, F.S.; specifying conditions under which board members and public employees of community development districts do not abuse their public positions; providing effective dates.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1466** was placed on the calendar of Bills on Third Reading.

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Consideration of **SB 1542** was deferred.

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On motion by Senator Simmons—

**CS for SB 1582**—A bill to be entitled An act relating to asbestos trust claims; creating s. 774.301, F.S.; defining terms; requiring a plaintiff who files an asbestos claim to provide certain information to the parties of the action within a specified timeframe; requiring the plaintiff to supplement the information and materials under certain circumstances within a specified timeframe; authorizing the defendant to seek discovery from an asbestos trust; prohibiting the plaintiff from claiming privilege or confidentiality to bar discovery of such materials; providing that asbestos trust claim materials are admissible in evidence under certain circumstances; providing for the adjustment of a judgment under certain circumstances; providing for severability; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1582** was placed on the calendar of Bills on Third Reading.

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Consideration of **CS for CS for SB 1628** was deferred.

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On motion by Senator Stargel—

**CS for SB 72**—A bill to be entitled An act relating to postsecondary education; amending s. 287.057, F.S.; authorizing state agencies to contract with independent, nonprofit colleges and universities that meet specified requirements; amending s. 1001.03, F.S.; clarifying requirements for new construction, remodeling, or renovation projects; amending s. 1001.706, F.S.; requiring that selection of a president by a university board of trustees be from among at least three candidates; amending s. 1001.7065, F.S.; requiring that certain academic and research excellence standards be reported annually in the accountability plan prepared by the Board of Governors; revising the academic and research excellence standards established for the preeminent state research universities program; establishing criteria for identifying state universities of distinction, rather than programs of excellence, throughout the State University System; authorizing the Board of Governors to annually submit, by a specified date, the programs for funding by the Legislature; amending s. 1004.085, F.S.; requiring certain innovative pricing techniques and payment options to contain an opt-out provision for students; amending s. 1004.346, F.S.; deleting a provision related to terms of Phosphate Research and Activities Board members; creating s. 1004.6499, F.S.; creating the Florida Institute of Politics within the Florida State University College of Social Sciences and Public Policy; providing the purpose and goals of the institute; amending s. 1009.50, F.S.; revising a provision relating to the maximum annual grant amount; providing that students who receive a grant award in the fall or spring term may also receive an award in the

summer term, subject to availability of funds; prohibiting institutions from dispensing grants to students whose expected family contribution exceeds a certain amount; requiring the formula used to distribute funds for the program to account for changes in the number of eligible students across all student assistance grant programs; requiring institutions to certify the amount of funds disbursed within a certain timeframe; requiring institutions to remit any undisbursed advances within a specified timeframe; providing an exception; requiring institutions that receive moneys through the program to submit to the department by a specified date a biennial report that includes a financial audit conducted by the Auditor General; authorizing the department to conduct its own annual or biennial audit under certain circumstances; authorizing the department to suspend or revoke an institution's eligibility or request a refund of moneys overpaid to the institution under certain circumstances; providing a timeframe for such refunds; amending s. 1009.505, F.S.; requiring that grant awards administered through the Florida Public Postsecondary Career Education Student Assistance Grant Program not exceed a certain amount; providing that students who receive a grant award in the fall or spring term may also receive an award in the summer term, subject to the availability of funds; requiring the formula used to distribute funds for the program to account for changes in the number of eligible students across all student assistance grant programs; requiring institutions to certify within a certain timeframe the amount of funds disbursed; requiring institutions to remit within a specified timeframe any undisbursed advances; providing an exception; requiring institutions that receive moneys through the program to submit to the department by a specified date a biennial report that includes a financial audit conducted by the Auditor General; authorizing the department to conduct its own annual or biennial audit under certain circumstances; authorizing the department to suspend or revoke an institution's eligibility or to request a refund of moneys overpaid to the institution under certain circumstances; authorizing funds appropriated for state student assistance grants to be deposited in a specified trust fund; requiring that any balance in the trust fund at the end of a fiscal year which has been allocated to the Florida Public Postsecondary Career Education Student Assistance Grant Program remain therein, subject to certain statutory exceptions; amending s. 1009.51, F.S.; requiring that grant awards administered through the Florida Private Student Assistance Grant Program not exceed a certain annual award amount; providing that students who receive an award in the fall or spring term may also receive an award in the summer term, subject to the availability of funds; prohibiting institutions from dispensing grants to students whose expected family contribution exceeds a certain amount; requiring that the formula used to distribute funds for the program account for changes in the number of eligible students across all student assistance grant programs; requiring institutions to certify within a certain timeframe the amount of funds disbursed; requiring institutions to remit within a specified timeframe any undisbursed advances; providing an exception; revising a requirement for a biennial report; amending s. 1009.52, F.S.; requiring that grants administered through the Florida Postsecondary Student Assistance Grant Program not exceed a certain annual award amount; providing that students who receive a grant award in the fall or spring term may also receive an award in the summer term, subject to the availability of funds; prohibiting institutions from dispensing grants to students whose expected family contribution exceeds a certain amount; requiring that the formula used to distribute funds for the program account for changes in the number of eligible students across all student assistance grant programs; requiring institutions to certify within a certain timeframe the amount of funds disbursed; requiring institutions to remit within a specified timeframe any undisbursed advances; providing an exception; revising a requirement for a biennial report; amending s. 1009.893, F.S.; specifying eligibility for initial awards under the Benacquisto Scholarship Program; revising requirements for a student to receive a renewal award; providing a timeframe within which students can receive an award; providing an exception to renewal requirements; amending s. 1011.45, F.S.; revising the date by which a spending plan must be submitted to a university's board of trustees for approval; revising the date by which the Board of Governors must review and approve such spending plan; authorizing certain expenditures in a carry forward spending plan to include a commitment of funds to a contingency reserve for certain purposes; amending s. 1012.976, F.S.; deleting a provision relating to applicability; requiring the Board of Governors to adopt regulations defining university faculty and administrative personnel classifications; amending s. 1013.841, F.S.; revising the dates by which a spending plan must be submitted to a Florida College System

institution's board of trustees for approval; revising the dates by which the State Board of Education shall review and publish such plan; authorizing certain expenditures in a carry forward spending plan to include a commitment of funds to a contingency reserve for certain purposes; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 72** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 1258** was deferred.

On motion by Senator Simmons—

**CS for CS for CS for SB 810**—A bill to be entitled An act relating to tobacco and nicotine products; amending s. 210.15, F.S.; revising the age limits for permits relating to cigarettes; amending s. 386.212, F.S.; revising age and time restrictions relating to the prohibition of smoking and vaping near school property; revising civil penalties; amending s. 569.002, F.S.; defining the term “liquid nicotine product”; revising the definition of the term “tobacco products”; deleting the term “any person under the age of 18”; amending s. 569.003, F.S.; revising the age limits for retail tobacco products dealer permits; amending s. 569.007, F.S.; revising prohibitions on the sale of tobacco products from vending machines; providing requirements for the delivery of vapor-generating electronic devices and liquid nicotine products; conforming provisions to federal law; prohibiting a person from selling, delivering, bartering, furnishing, or giving flavored liquid nicotine products to any other person; defining the term “flavored liquid nicotine product”; providing applicability; amending s. 569.101, F.S.; requiring that the age of persons purchasing tobacco products be verified under certain circumstances; amending s. 569.11, F.S.; revising civil penalties; conforming provisions to federal law; conforming provisions to changes made by the act; repealing s. 877.112, F.S., relating to nicotine products and nicotine dispensing devices; amending s. 210.095, F.S.; conforming provisions to federal law; making technical changes; amending ss. 569.0075, 569.008, 569.12, 569.14, and 569.19, F.S.; conforming provisions to federal law; conforming provisions to changes made by the act; providing a contingent effective date.

—was read the second time by title.

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

Senator Simmons moved the following amendments which were adopted:

**Amendment 1 (962572) (with title amendment)**—Delete lines 75-107 and insert:

(7)(6) “Tobacco products” includes:

(a) Loose tobacco leaves, and products made from tobacco leaves, in whole or in part, and cigarette wrappers, which can be used for smoking, sniffing, or chewing; and

(b) Any nicotine product or vapor-generating electronic device.

1. For the purposes of this paragraph, the term:

a. “Vapor-generating electronic device” means any product that employs an electronic, chemical, or mechanical means capable of producing vapor or aerosol from a nicotine product or any other substance, including, but not limited to, an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or other similar device or product; any replacement cartridge for such device; and any other container of nicotine in a solution or other substance form intended to be used with or within an electronic cigarette, an electronic cigar, an electronic cigarillo, an electronic pipe, a vape pen, an electronic hookah, or other similar device or product. The term includes any component, part, or accessory of the device and also includes any substance intended to be aerosolized or vaporized during the use of the device, whether or not the substance contains nicotine.

b. “Nicotine product” means any product that contains nicotine, including liquid nicotine, which is intended for human consumption, whether inhaled, chewed, absorbed, dissolved, or ingested by any means. The term includes vapor-generating electronic devices.

2. The terms “vapor-generating electronic device” and “nicotine product” do not include:

a. Tobacco products described in paragraph (a); or

b. Products regulated as a drug or device by the United States Food and Drug Administration under Chapter V of the Federal Food, Drug, and Cosmetic Act.

~~(7) “Any person under the age of 18” does not include any person under the age of 18 who:~~

~~(a) Has had his or her disability of nonage removed under chapter 743;~~

~~(b) Is in the military reserve or on active duty in the Armed Forces of the United States;~~

~~(c) Is otherwise emancipated by a court of competent jurisdiction and released from parental care and responsibility; or~~

~~(d) Is acting in his or her scope of lawful employment with an entity licensed under the provisions of chapter 210 or this chapter.~~

Section 4. Paragraphs (b) and (c) of subsection (1) and paragraph (a) of subsection (2) of section 569.003, Florida Statutes, are amended to read:

569.003 Retail tobacco products dealer permits; application; qualifications; fees; renewal; duplicates.—

(1)

(b) Application for a permit must be made on a form furnished by the division and must set forth the name under which the applicant transacts or intends to transact business, the address of the location of the applicant's place of business within the state, and any other information the division requires. If the applicant has or intends to have more than one place of business dealing in tobacco products within this state, a separate application must be made for each place of business. If the applicant is a firm or an association, the application must set forth the names and addresses of the persons constituting the firm or association; if the applicant is a corporation, the application must set forth the names and addresses of the principal officers of the corporation. The application must also set forth any other information prescribed by the division for the purpose of identifying the applicant firm, association, or corporation. The application must be signed and verified by oath or affirmation by the owner, if a sole proprietor, or, if the owner is a firm, association, or partnership, by the members or partners thereof, or, if the owner is a corporation, by an executive officer of the corporation or by any person authorized by the corporation to sign the application, together with the written evidence of this authority. The application for a permit to deal, at retail, in tobacco products described in s. 569.002(7)(a) must be accompanied by the annual permit fee prescribed by the division.

(c) Permits shall be issued annually, upon payment of the annual permit fee prescribed by the division. The division shall fix the fee for a permit to deal, at retail, in tobacco products described in s. 569.002(7)(a), in an amount sufficient to meet the costs incurred by it in carrying out its permitting, enforcement, and administrative responsibilities under this chapter, but the fee may not exceed \$50. The proceeds of the fee shall be deposited into the Alcoholic Beverage and Tobacco Trust Fund.

And the title is amended as follows:

Delete lines 10-11 and insert: products”; defining the terms “vapor-generating electronic device” and “nicotine product”; deleting the term “any person under the age of 18”; amending s. 569.003, F.S.; specifying that fees for a retail tobacco products dealer permit only apply to retailers dealing in certain tobacco products; revising the age

**Amendment 2 (249700) (with title amendment)**—Delete lines 460-462 and insert:

Section 15. This act shall take effect October 1, 2020.

And the title is amended as follows:

Delete line 34 and insert: providing an effective date.

Pursuant to Rule 4.19, **CS for CS for CS for SB 810**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Simmons—

**CS for CS for SB 1394**—A bill to be entitled An act relating to fees; amending s. 569.002, F.S.; expanding the definition of the term “tobacco products” to include vapor-generating electronic devices and components, parts, and accessories of such devices and to include substances that may be aerosolized or vaporized by such devices; defining the term “vapor-generating electronic device”; providing a contingent 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 Simmons moved the following amendment which was adopted:

**Amendment 1 (836190) (with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. Paragraphs (b) and (c) of subsection (1) of section 569.003, Florida Statutes, as amended by SB 810 or similar legislation, 2020 Regular Session, are amended to read:

569.003 Retail tobacco products dealer permits; application; qualifications; fees; renewal; duplicates.—

(1)

(b) Application for a permit must be made on a form furnished by the division and must set forth the name under which the applicant transacts or intends to transact business, the address of the location of the applicant’s place of business within the state, and any other information the division requires. If the applicant has or intends to have more than one place of business dealing in tobacco products within this state, a separate application must be made for each place of business. If the applicant is a firm or an association, the application must set forth the names and addresses of the persons constituting the firm or association; if the applicant is a corporation, the application must set forth the names and addresses of the principal officers of the corporation. The application must also set forth any other information prescribed by the division for the purpose of identifying the applicant firm, association, or corporation. The application must be signed and verified by oath or affirmation by the owner, if a sole proprietor, or, if the owner is a firm, association, or partnership, by the members or partners thereof, or, if the owner is a corporation, by an executive officer of the corporation or by any person authorized by the corporation to sign the application, together with the written evidence of this authority. The application for a permit to deal, at retail, in tobacco products ~~described in s. 569.002(7)(a)~~ must be accompanied by the annual permit fee prescribed by the division.

(c) Permits shall be issued annually. The division shall fix the fee for a permit to deal, at retail, in tobacco products ~~described in s. 569.002(7)(a)~~, in an amount sufficient to meet the costs incurred by it in carrying out its permitting, enforcement, and administrative responsibilities under this chapter, but the fee may not exceed \$50. The proceeds of the fee shall be deposited into the Alcoholic Beverage and Tobacco Trust Fund.

Section 2. This act shall take effect on the same date that SB 810 or similar legislation takes effect, if such legislation is adopted in the same legislative session or an extension thereof and becomes 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 fees; amending s. 569.003, F.S.; requiring all applications for retail tobacco products dealer permits to be accompanied by an annual permit fee; providing a contingent effective date.

Pursuant to Rule 4.19, **CS for CS for SB 1394**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 898** was deferred.

**SB 1618**—A bill to be entitled An act relating to construction materials mining activities; amending s. 552.30, F.S.; providing legislative findings; creating a pilot program within the Division of State Fire Marshal to monitor and report on the use of explosives in construction materials mining activities in Miami-Dade County; requiring the State Fire Marshal to hire or contract with seismologists to monitor and report blasts occurring in connection with construction materials mining activities in Miami-Dade County and to post the reports of the seismologists on the division’s website; providing requirements for such seismologists; requiring a person who engages in construction materials mining activities in Miami-Dade County to submit certain written notice relating to the use of an explosive to the State Fire Marshal; requiring the State Fire Marshal to adopt rules; providing an appropriation; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1618**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1047** was withdrawn from the Committee on Rules.

On motion by Senator Diaz—

**CS for HB 1047**—A bill to be entitled An act relating to construction materials mining activities; amending s. 552.30, F.S.; providing legislative findings; creating a monitoring and reporting pilot program within the Division of the State Fire Marshal for the use of explosives in Miami-Dade County; requiring the State Fire Marshal to hire or contract with seismologists to monitor and report blasts used for construction materials mining activities in Miami-Dade County and to post the reports on the website of the Division of State Fire Marshal; providing requirements for such seismologists; requiring a person who uses explosives for construction materials mining activities in Miami-Dade County to submit certain written notice to the State Fire Marshal; requiring the State Fire Marshal to adopt rules; providing an appropriation; providing an effective date.

—a companion measure, was substituted for **SB 1618** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 1047** was placed on the calendar of Bills on Third Reading.

On motion by Senator Hutson—

**CS for CS for CS for SB 680**—A bill to be entitled An act relating to shark fins; amending s. 379.2426, F.S.; prohibiting the import of shark fins to this state; prohibiting the sale of shark fins within or the export of shark fins from this state; providing applicability; providing an effective date.

—was read the second time by title.

Senator Hutson moved the following amendment which was adopted:

**Amendment 1 (909264) (with title amendment)**—Delete lines 32-42 and insert:

(3) *Notwithstanding any other law, the import, export, and sale of shark fins is prohibited and nothing in this section authorizes such activities.*

(4)(a) *The prohibitions under subsection (3) do not apply to any of the following:*

1. *The sale of shark fins by any commercial fisherman who harvested sharks from a vessel holding a valid federal shark fishing permit on January 1, 2020.*

2. *The export and sale of shark fins by any wholesale dealer holding a valid federal Atlantic shark dealer permit on January 1, 2020.*

3. *The import, export, and sale of domestically sourced shark fins by any shark fin processor that obtains fins from a wholesale dealer holding a valid federal Atlantic shark dealer permit on January 1, 2020.*

(b) *This subsection expires on January 1, 2025.*

And the title is amended as follows:

Delete lines 3-6 and insert: F.S.; prohibiting the import, export, and sale of shark fins in this state; providing exceptions; providing for expiration of the exceptions; providing an effective date.

Senator Hutson moved the following amendment:

**Amendment 2 (231276) (with title amendment)**—Between lines 69 and 70 insert:

Section 2. *The Office of Program Policy Analysis and Government Accountability (OPPAGA) shall conduct a study to determine the potential economic impacts to the commercial shark fishing industry in this state and the potential environmental impacts to our oceans due to such industry, including the positive or negative impact to our oceans if the fishing and sale of shark fins in this state and the export of shark fins from this state are prohibited. In conducting the study, OPPAGA shall consult with the National Oceanic and Atmospheric Administration, Mote Marine Laboratory, the Fish and Wildlife Conservation Commission, any other interested entities, and commercial fishermen, and such study may consider any relevant information necessary. If the office determines that there is a negative economic or environmental impact to the commercial shark fishing industry in this state or to the oceans themselves, respectively, the office must consider potential actions that this state may take to lessen or offset such impacts to the extent practicable. OPPAGA shall submit a report of its findings to the President of the Senate and the Speaker of the House of Representatives by October 1, 2021.*

And the title is amended as follows:

Delete line 6 and insert: applicability; requiring the Office of Program Policy Analysis and Government Accountability to conduct a study on the economic and environmental impacts of the commercial shark fishing industry in this state; requiring the office to consult with specified entities in conducting the study; requiring the office to consider offsets to certain potential negative impacts if necessary; requiring a report to the Legislature by a specified date; providing an effective date.

Senator Hutson moved the following substitute amendment which was adopted:

**Substitute Amendment 3 (897886) (with title amendment)**—Between lines 69 and 70 insert:

Section 2. *The Fish and Wildlife Conservation Commission shall evaluate the potential economic impact to the commercial shark fishing industry associated with the prohibition of the import, export, and sale of shark fins in Florida. Based on any identified negative economic impacts to the commercial shark fishing industry, the commission shall identify actions to lessen or offset impacts on the industry to the extent practicable. The commission also shall review the potential impact on shark populations associated with the prohibition of the import, export, and sale of shark fins in Florida. The commission shall report its findings to the Governor, the President of the Senate, and the Speaker of the House of Representatives by December 31, 2023.*

And the title is amended as follows:

Delete line 6 and insert: applicability; requiring the Fish and Wildlife Conservation Commission to evaluate the potential economic impacts to the commercial shark fishing industry in this state; requiring the commission to identify actions to lessen or offset impacts to the industry; requiring the commission to review the potential impact on

shark populations; requiring a report to the Legislature by a specified date; providing an effective date.

Pursuant to Rule 4.19, **CS for CS for CS for SB 680**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Book—

**SB 7000**—A bill to be entitled An act relating to reporting abuse, abandonment, and neglect; amending s. 39.01, F.S.; deleting the terms “juvenile sexual abuse” and “child who has exhibited inappropriate sexual behavior”; defining the term “child-on-child sexual abuse”; conforming cross-references; creating s. 39.101, F.S.; relocating existing provisions relating to the central abuse hotline of the Department of Children and Families; providing additional requirements relating to the hotline; amending s. 39.201, F.S.; revising when a person is required to report to the central abuse hotline; requiring the department to conduct a child protective investigation under certain circumstances; requiring the department to notify certain persons and agencies when certain child protection investigations are initiated; providing requirements relating to such investigations; requiring animal control officers and certain agents to provide their names to hotline staff; requiring central abuse hotline counselors to advise reporters of certain information; requiring that counselors receive specified periodic training; revising requirements relating to reports of abuse involving impregnation of children; amending s. 39.205, F.S.; providing penalties for the failure to report known or suspected child abuse, abandonment, or neglect; providing construction; specifying that certain persons are not relieved from the duty to report by notifying a supervisor; creating s. 39.208, F.S.; providing legislative findings and intent; providing responsibilities for child protective investigators relating to animal abuse and neglect; providing criminal, civil, and administrative immunity to certain persons; providing responsibilities for animal control officers relating to child abuse, abandonment, and neglect; providing criminal penalties; requiring the department to develop certain training in consultation with the Florida Animal Control Association which relates to child and animal abuse, abandonment, and neglect; requiring the department to adopt rules; amending s. 39.302, F.S.; conforming cross-references; authorizing certain persons to be represented by an attorney during institutional investigations and under certain circumstances; providing requirements relating to institutional investigations; amending s. 828.126, F.S.; providing a purpose; revising the definition of the term “sexual contact”; revising prohibitions relating to sexual conduct and sexual contact with an animal; revising criminal penalties; requiring a court to issue certain orders; amending s. 828.27, F.S.; requiring certain animal control officers to complete specified training; providing requirements for the training; amending s. 921.0022, F.S.; assigning offense severity rankings for sexual activities involving animals; amending s. 1006.061, F.S.; conforming provisions to changes made by the act; requiring the Department of Education to coordinate with the Department of Children and Families to develop, update, and publish certain notices; amending s. 1012.795, F.S.; requiring the Education Practices Commission to suspend the educator certificate of certain personnel and administrators for failing to report known or suspected child abuse; amending s. 39.307, F.S.; conforming provisions to changes made by the act; amending ss. 39.202, 39.301, 39.521, 39.6012, 322.09, 394.495, 627.746, 934.03, 934.255, and 960.065, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7000** was placed on the calendar of Bills on Third Reading.

On motion by Senator Lee—

**CS for SB 7018**—A bill to be entitled An act relating to essential state infrastructure; amending s. 337.401, F.S.; specifying permit application timeframes required for the installation, location, or relocation of utilities within rights-of-way; creating s. 338.236, F.S.; authorizing the Department of Transportation to plan, design, and construct staging areas as part of the turnpike system for the intended purpose of staging supplies for prompt provision of assistance to the public in a declared state of emergency; requiring the department, in consultation with the Division of Emergency Management, to select sites for such areas;

providing factors to be considered by the department and division in selecting sites; requiring the department to give priority consideration to placement of such staging areas in specified counties; authorizing the department to acquire property necessary for such staging areas; authorizing the department to authorize certain other uses of staging areas; requiring staging area projects to be included in the department's work program; creating s. 366.945, F.S.; providing legislative findings; requiring the Public Service Commission, in consultation with the Department of Transportation and the Office of Energy within the Department of Agriculture and Consumer Services, to develop and recommend, by a specified date, to the Governor, the President of the Senate, and the Speaker of the House of Representatives a plan for the development of electric vehicle charging station infrastructure along the State Highway System; authorizing the commission to consult with other agencies as the commission deems appropriate; requiring the plan to include recommendations for legislation; authorizing the plan to include other recommendations as determined by the commission; providing the goals and objectives of the plan; requiring the commission to file a status report with the Governor and the Legislature by a specified date containing any preliminary recommendations, including recommendations for legislation; amending s. 704.06, F.S.; providing construction relating to the rights of an owner of land that has been traditionally used for agriculture and is subject to a conservation easement; providing an effective date.

—was read the second time by title.

#### THE PRESIDENT PRESIDING

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:

**Amendment 1 (148826) (with title amendment)**—Delete lines 119-209 and insert:

Section 3. Section 339.287, Florida Statutes, is created to read:

*339.287 Electric vehicle charging stations; infrastructure plan development.*—

(1) *The Legislature finds that:*

(a) *Climate change may have significant impacts to this state which will require the development of avoidance, adaptation, and mitigation strategies to address these potential impacts on future state projects, plans, and programs;*

(b) *A significant portion of the carbon dioxide emissions in this state are produced by the transportation sector;*

(c) *Electric vehicles can help reduce these emissions, thereby helping to reduce the impact of climate change on this state;*

(d) *The use of electric vehicles for non-local driving requires adequate, reliable charging stations to address electric vehicle battery range limitations;*

(e) *Having adequate, reliable charging stations along the State Highway System will also help with evacuations during hurricanes or other disasters;*

(f) *Ensuring the prompt installation of adequate, reliable charging stations is in the public interest; and*

(g) *A recommended plan for electric vehicle charging station infrastructure should be established to address changes in the emerging electric vehicle market and necessary charging infrastructure.*

(2)(a) *The department shall coordinate, develop, and recommend a master plan for current and future plans for the development of electric vehicle charging station infrastructure along the State Highway System, as defined in s. 334.03(24). The department shall develop the recommended master plan and submit it to the Governor, the President of the Senate, and the Speaker of the House of Representatives by July 1, 2021. The plan must include recommendations for legislation and may include other recommendations as determined by the department.*

(b) *The department, in consultation with the Public Service Commission and the Office of Energy within the Department of Agriculture and Consumer Services, and any other public or private entities as necessary or appropriate, shall be primarily responsible for the following goals and objectives in developing the plan:*

1. *Identifying the types or characteristics of possible locations for electric vehicle charging station infrastructure along the State Highway System to support a supply of electric vehicle charging stations that will:*

a. *Accomplish the goals and objectives of this section;*

b. *Support both short-range and long-range electric vehicle travel;*

c. *Encourage the expansion of electric vehicle use in this state; and*

d. *Adequately serve evacuation routes in this state.*

2. *Identifying any barriers to the use of electric vehicles and electric vehicle charging station infrastructure both for short-range and long-range electric vehicle travel along the State Highway System.*

3. *Identifying an implementation strategy for expanding electric vehicle and charging station infrastructure use in this state.*

4. *Quantifying the loss of revenue to the State Transportation Trust Fund due to the current and projected future use of electric vehicles in this state and summarizing efforts of other states to address such revenue loss.*

(c) *The Public Service Commission, in consultation with the department and the Office of Energy within the Department of Agriculture and Consumer Services, and any other public or private entities as necessary or appropriate, shall be primarily responsible for the following goals and objectives in developing the plan:*

1. *Projecting the increase in the use of electric vehicles in this state over the next 20 years and determining how to ensure an adequate supply of reliable electric vehicle charging stations to support and encourage this growth in a manner supporting a competitive market with ample consumer choice.*

2. *Evaluating and comparing the types of electric vehicle charging stations available at present and which may become available in the future, including the technology and infrastructure incorporated in such stations, along with the circumstances within which each type of station and infrastructure is typically used, including fleet charging, for the purpose of identifying any advantages to developing particular types or uses of these stations.*

3. *Considering strategies to develop this supply of charging stations, including, but not limited to, methods of building partnerships with local governments, other state and federal entities, electric utilities, the business community, and the public in support of electric vehicle charging stations.*

4. *Identifying the type of regulatory structure necessary for the delivery of electricity to electric vehicles and charging station infrastructure, including competitive neutral policies and the participation of public utilities in the marketplace.*

(d) *The Public Service Commission, in consultation with the Office of Energy within the Department of Agriculture and Consumer Services, shall review emerging technologies in the electric and alternative vehicle market, including alternative fuel sources.*

(e) *The department, the Public Service Commission, and the Office of Energy within the Department of Agriculture and Consumer Services may agree to explore other issues deemed necessary or appropriate for purposes of the report required in paragraph (a).*

(f) *By December 1, 2020, the department shall file a status report with the Governor, the President of the Senate, and the Speaker of the House of Representatives containing any preliminary recommendations, including recommendations for legislation.*

And the title is amended as follows:

Delete lines 22-38 and insert: program; creating s. 339.287, F.S.; providing legislative findings; requiring the department to coordinate, develop, and recommend a master plan for the development of electric vehicle charging station infrastructure along the State Highway System; requiring the department to submit the plan to the Governor and the Legislature by a specified date; providing responsibilities for the department and the Public Service Commission, in consultation with specified entities, in developing the plan; providing the goals and objectives of the plan; requiring the commission, in consultation with specified entities, to review certain emerging technologies; authorizing the department, commission, and the Office of Energy within the Department of Agriculture and Consumer Services to explore other issues as necessary and appropriate; requiring the department to file a status report with

Pursuant to Rule 4.19, **CS for SB 7018**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

### SPECIAL GUESTS

Senator Diaz recognized his wife, Jennifer; his mother-in-law, Olga; and his daughters, Madison, Grayson, and Lexington, who were present in the gallery.

On motion by Senator Albritton—

**CS for SB 1082**—A bill to be entitled An act relating to domestic violence injunctions; amending s. 741.30, F.S.; authorizing a court to take certain actions regarding the care, possession, or control of an animal in domestic violence injunctions; providing applicability; conforming a cross-reference; making technical changes; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1082** was placed on the calendar of Bills on Third Reading.

On motion by Senator Stargel—

**CS for CS for SB 728**—A bill to be entitled An act relating to threats; amending s. 790.162, F.S.; decreasing the criminal penalty for threatening to throw, project, place, or discharge any destructive device with intent to do bodily harm to any person or with intent to do damage to any property of any person; prohibiting threats to use a firearm or weapon with specified intent; providing applicability; providing criminal penalties; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; 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 Simmons moved the following amendment which was adopted:

**Amendment 1 (161760) (with title amendment)**—Delete line 104 and insert:

Section 3. Effective upon this act becoming a law, paragraph (a) of subsection (1) of section 784.046, Florida Statutes, is amended to read:

784.046 Action by victim of repeat violence, sexual violence, or dating violence for protective injunction; dating violence investigations, notice to victims, and reporting; pretrial release violations; public records exemption.—

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

(a) “Violence” means any assault, aggravated assault, battery, aggravated battery, sexual assault, sexual battery, stalking, aggravated stalking, *cyberstalking*, kidnapping, or false imprisonment, or any

criminal offense resulting in physical injury or death, by a person against any other person.

Section 4. Effective upon this act becoming a law, paragraph (d) of subsection (1) of section 784.048, Florida Statutes, is amended to read:

784.048 Stalking; definitions; penalties.—

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

(d) “Cyberstalk” means:

1. To engage in a course of conduct to communicate, or to cause to be communicated, words, images, or language by or through *any of the following*:

a. The use of electronic mail or electronic communication, directed at a specific person; or

b. *Posting on an Internet website, blog, or social network, the content of which pertains to a specific person despite the fact that the post may also be visible to or accessed by other subscribers of the social networking site; or*

2. To access, or attempt to access, the online accounts or Internet-connected home electronic systems of another person without that person’s permission,

causing substantial emotional distress to that person and serving no legitimate purpose.

Section 5. Except as otherwise expressly provided in this act and except for this section, which shall take effect upon this act becoming a law, this act shall take effect October 1, 2020.

And the title is amended as follows:

Delete line 11 and insert: act; amending s. 784.046, F.S.; redefining the term “violence” to include incidents of cyberstalking; amending s. 784.048, F.S.; redefining the term “cyberstalk”; providing effective dates.

Pursuant to Rule 4.19, **CS for CS for SB 728**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

By direction of the President, there being no objection, the Senate reverted to—

### BILLS ON THIRD READING, continued

**CS for CS for HB 205**—A bill to be entitled An act relating to unlawful use of uniforms, medals, or insignia; amending s. 817.312, F.S.; prohibiting certain misrepresentations concerning military service when made for specified purposes; providing criminal penalties; providing an effective date.

—was read the third time by title.

On motion by Senator Hutson, **CS for CS for HB 205** was passed and certified to the House. The vote on passage was:

Yeas—38

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



Stargel  
Stewart

Taddeo  
Thurston

Wright

Nays—None

Vote after roll call:

Yea—Brandes, Torres

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**SB 248**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for the personal identifying and location information of current and former county attorneys and assistant county attorneys and the names and personal identifying and location information of the spouses and children of such attorneys; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Hooper, **SB 248** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—36

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

Nays—3

Berman	Rader	Rodriguez
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Vote after roll call:

Yea—Thurston

Yea to Nay—Brandes, Powell

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**SB 1714**—A bill to be entitled An act relating to the sale of surplus state-owned office buildings and associated nonconservation lands; amending s. 215.196, F.S.; revising the purpose of the Architects Incidental Trust Fund; requiring funds relating to the sale of surplus state-owned office buildings and associated nonconservation lands to be used for certain purposes; amending s. 253.0341, F.S.; revising the entities that the Board of Trustees of the Internal Improvement Trust Fund must offer a lease to before offering certain surplus lands for sale to other specified entities; requiring an appraisal, comparable sales analysis, or broker’s opinion of the surplus land’s value to consider the highest and best use of the property; defining the term “highest and best use”; requiring funds from the sale of surplus state-owned office buildings and associated nonconservation lands to be deposited into the Architects Incidental Trust Fund; providing an effective date.

—was read the third time by title.

On motion by Senator Bradley, **SB 1714** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Baxley	Benacquisto
Albritton	Bean	Berman

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

Nays—None

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**CS for SB 426**—A bill to be entitled An act relating to economic development; amending s. 20.60, F.S.; revising the responsibilities of divisions within the Department of Economic Opportunity; requiring the executive director of the department to serve as a member of the board of directors of the Florida Development Finance Corporation; authorizing the executive director to designate a department employee to serve in this capacity; requiring that the annual report of the corporation be incorporated into the department’s annual report on the condition of the business climate and economic development in the state; requiring the department to develop performance standards for the corporation and to include certain information relating to the standards in the department’s annual report; amending s. 288.018, F.S.; defining the term “regional economic development organization”; specifying that the concept of building the professional capacity of a regional economic development organization includes the hiring of professional staff to perform specified services; providing that matching grants may be used to provide technical assistance to local governments and economic development organizations and to existing and prospective businesses; increasing the maximum amount of annual grant funding that specified economic development organizations may receive; revising the required amount of nonstate matching funds; requiring that certain information be included in contracts or agreements involving grant funds; requiring that contracts or agreements involving the expenditure of grant funds, and a plain-language version of certain contracts or agreements, be placed on the contracting regional economic development organization’s website for a specified period before execution; deleting an obsolete provision; amending s. 288.0655, F.S.; revising the maximum percentage of total infrastructure project costs for which the department may award grants; specifying that improving access to and availability of broadband Internet services is an eligible project for certain grant funds; providing that grants for improvements to broadband Internet service and access must be conducted through certain partnerships; requiring the department to reevaluate certain guidelines by a specified date; requiring that certain information be included in contracts or agreements involving grant funds; requiring a regional economic development organization to post contracts or agreements involving the expenditure of grant funds, and a plain-language version of certain contracts or agreements, on the organization’s website for a specified period before execution; amending s. 288.9604, F.S.; revising the membership of the board of directors of the corporation; requiring that the director of the Division of Bond Finance of the State Board of Administration, or his or her designee, serve on the board of directors of the corporation; making conforming changes; authorizing meetings of the directors to be conducted by teleconference; providing for future repeals; requiring the chair and vice chair of the board of directors of the corporation to serve as regular members of the board after a specified date; providing construction; amending s. 288.9605, F.S.; providing for the electronic execution and delivery of certain documents executed by the corporation; amending s. 288.9606, F.S.; prohibiting certain bonds, notes, and other forms of indebtedness from exceeding a specified amount of time; specifying that certain bonds are payable solely from certain revenues; providing requirements for such bonds; amending s. 288.9610, F.S.; revising the entities to which the corporation is required to submit an annual report containing specified information; creating s. 288.9619, F.S.; requiring that certain conflicts of interest be publicly disclosed to the corporation and set forth

in the corporation's minutes; prohibiting a director with a conflict of interest from taking certain actions; amending s. 445.002, F.S.; defining the terms "for cause" and "state board"; amending s. 445.003, F.S.; replacing CareerSource Florida, Inc., with the state board or the department in provisions relating to the implementation of the federal Workforce Innovation and Opportunity Act; authorizing, rather than requiring, certain funds to be reserved for the Incumbent Worker Training Program; conforming provisions to changes made by the act; authorizing the state board to hire an executive director and staff; requiring the state board to authorize the executive director and staff to work with the department for specified reasons; amending s. 445.004, F.S.; revising provisions relating to the operation of CareerSource Florida, Inc.; revising the purpose of CareerSource Florida, Inc.; providing purpose for the state board; revising the organizational structure of CareerSource Florida, Inc.; providing requirements for the organizational structure of the state board; providing the state board with powers and authority previously held by CareerSource Florida, Inc.; revising the requirements related to such powers and authority; requiring the state board, rather than CareerSource Florida, Inc., to submit an annual report to the Governor and the Legislature; authorizing the Auditor General to conduct an audit of the state board and programs or entities created by the state board; requiring the state board, rather than CareerSource Florida, Inc., to establish certain uniform performance accountability measures; requiring the state board, in consultation with the department, to design the workforce development strategy for the state; requiring that the strategy be approved by the Governor; revising requirements relating to the workforce development system; authorizing the department to consult with the state board to issue certain technical assistance letters; amending s. 445.006, F.S.; requiring that the state board, rather than CareerSource Florida, Inc., take certain actions relating to the state plan for workforce development; amending s. 445.007, F.S.; replacing CareerSource Florida, Inc., with the state board or the department in provisions relating to local workforce development boards; deleting the definition of the term "cause"; authorizing a chief elected official for a local workforce development board to remove certain persons from the board for cause; requiring the department to provide certain guidance to specified entities; deleting an obsolete provision; making technical changes; amending s. 445.0071, F.S.; replacing CareerSource Florida, Inc., with the state board or the department in provisions relating to the Florida Youth Summer Jobs Pilot Program; amending s. 445.008, F.S.; revising authority relating to the Workforce Training Institute; requiring that certain donations and grants be reported to the state board and the department; amending s. 445.009, F.S.; replacing CareerSource Florida, Inc., with the state board or the department in provisions relating to one-stop delivery systems; deleting an obsolete provision; amending s. 445.011, F.S.; replacing CareerSource Florida, Inc., with the department in provisions relating to workforce information systems; requiring the department to consult with the state board in implementing certain automated information systems; deleting a provision requiring CareerSource Florida, Inc., to take certain actions when procuring workforce information systems; amending s. 445.014, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to the establishment of one-stop delivery systems; amending s. 445.021, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to the relocation assistance program; amending s. 445.022, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to Retention Incentive Training Accounts; amending s. 445.024, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to certain contract exceptions; amending s. 445.026, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to cash assistance severance benefits; amending s. 445.028, F.S.; replacing CareerSource Florida, Inc., with the department in provisions relating to transitional benefits and services; amending s. 445.030, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to transitional education and training; amending s. 445.033, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to evaluations of TANF-funded programs; amending s. 445.035, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to data collection and reporting; amending s. 445.048, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to the Passport

to Economic Progress program; amending s. 445.051, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to individual development accounts; amending s. 445.055, F.S.; replacing CareerSource Florida, Inc., with the state board in provisions relating to the establishment of an employment advocacy and assistance program targeting a certain group; amending ss. 11.45, 288.901, 331.369, 413.405, 414.045, 420.622, 443.171, 443.181, 446.71, 1011.80, and 1011.801, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

On motion by Senator Montford, **CS for SB 426**, as amended, was passed and 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

**CS for CS for CS for SB 1414**—A bill to be entitled An act relating to fish and wildlife activities; amending s. 379.105, F.S.; prohibiting certain harassment of hunters, trappers, and fishers within or on public lands or publicly or privately owned wildlife and fish management areas, or in or on public waters; amending s. 379.354, F.S.; authorizing the Fish and Wildlife Conservation Commission to designate additional annual free freshwater and saltwater fishing days; amending s. 379.372, F.S.; prohibiting the keeping, possessing, importing, selling, bartering, trading, or breeding of certain species except for educational, research, or eradication or control purposes; including green iguanas and species of the genera *Salvator* and *Tupinambis* in such prohibition; providing that certain persons, firms, or corporations may continue to exhibit, sell, or breed green iguanas or tegu lizards commercially under certain circumstances; requiring such green iguanas or tegu lizards to be sold outside of this state; prohibiting the import of green iguanas or tegu lizards; requiring the commission to adopt rules that meet certain requirements; reenacting s. 379.2311(1), F.S., relating to the definition of the term "priority invasive species," to incorporate the amendment made to s. 379.372, F.S., in a reference thereto; providing an effective date.

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

On motion by Senator Mayfield, **CS for CS for CS for SB 1414**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Brandes	Gruters
Albritton	Braynon	Harrell
Baxley	Broxson	Hooper
Bean	Cruz	Hutson
Benacquisto	Diaz	Lee
Berman	Farmer	Mayfield
Book	Flores	Montford
Bracy	Gainer	Passidomo
Bradley	Gibson	Perry

Pizzo	Simmons	Thurston	Simpson	Taddeo	Wright
Powell	Simpson	Torres	Stargel	Thurston	
Rader	Stargel	Wright	Stewart	Torres	
Rodriguez	Stewart				
Rouson	Taddeo				

Nays—None

**CS for HB 7011**—A bill to be entitled An act relating to K-12 student athletes; amending s. 1006.165, F.S.; revising requirements for the availability of automated external defibrillators on school grounds; revising training requirements for certain individuals related to cardiopulmonary resuscitation and use of automated external defibrillators; requiring that an individual with specified training be present at certain athletic activities; providing notification requirements for the locations of specified automated external defibrillators; requiring the Florida High School Athletic Association to establish certain requirements relating to student athlete safety; requiring certain individuals to complete specified training annually; amending s. 1006.20, F.S.; revising requirements for a specified medical evaluation; providing an effective date.

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

On motion by Senator Perry, **CS for HB 7011**, as amended, was passed and 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

**CS for SB 1742**—A bill to be entitled An act relating to home medical equipment providers; amending s. 400.93, F.S.; exempting allopathic, osteopathic, and chiropractic physicians who sell or rent electrostimulation medical equipment and supplies in the course of their practice from certain licensure requirements; providing an effective date.

—was read the third time by title.

On motion by Senator Mayfield, **CS for SB 1742** was passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**CS for CS for SB 1262**—A bill to be entitled An act relating to the 1920 Ocoee Election Day Riots; directing the Commissioner of Education’s African American History Task Force to determine ways in which the 1920 Ocoee Election Day Riots may be included in required instruction on African-American history; requiring the task force to submit recommendations to the commissioner and the State Board of Education by a specified date; directing the Secretary of State to take certain action regarding the inclusion of the history of the 1920 Ocoee Election Day Riots in museum exhibits; directing the Secretary of Environmental Protection to assess naming opportunities for state parks, or a portion of a facility therein, in recognizing victims of the 1920 Ocoee Election Day Riots; authorizing the secretary to appoint a committee to assist in assessing naming opportunities; requiring the secretary to submit recommendations to the Legislature under specified circumstances; encouraging district school boards to assess naming opportunities for school facilities in recognizing victims of the 1920 Ocoee Election Day Riots; providing an effective date.

—was read the third time by title.

On motion by Senator Bracy, **CS for CS for SB 1262** was passed and 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

**CS for CS for CS for SB 512**—A bill to be entitled An act relating to nonembryonic stem cell banks; creating s. 381.06017, F.S.; defining terms; providing registration and permitting requirements for certain establishments; prohibiting a nonembryonic stem cell bank from performing certain processes on adult human nonembryonic stem cells or HCT/Ps under certain circumstances; providing that a nonembryonic stem cell bank that performs certain functions is deemed a clinic; requiring such nonembryonic stem cell banks to comply with specified requirements; prohibiting an entity other than certain nonembryonic stem cell banks and pharmacists from dispensing certain compounded drugs or products, with exceptions; prohibiting certain health care practitioners from practicing in a nonembryonic stem cell bank that is not licensed by the agency; providing for disciplinary action; requiring health care practitioners to adhere to specified regulations in the performance of certain procedures; requiring the Agency for Health Care Administration, in consultation with the Department of Health and the Department of Business and Professional Regulation, to adopt specified rules; providing an effective date.

—as amended March 4, 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 Hutson moved the following amendment which was adopted by two-thirds vote:

**Amendment 1 (114166) (with title amendment)**—Between lines 354 and 355 insert:

Section 2. Paragraph (d) of subsection (1) of section 499.012, Florida Statutes, is amended to read:

499.012 Permit application requirements.—

(1)

(d) A permit for a prescription drug manufacturer, prescription drug repackager, prescription drug wholesale distributor, limited prescription drug veterinary wholesale distributor, or retail pharmacy drug wholesale distributor may not be issued to the address of a health care entity or to a pharmacy licensed under chapter 465, except as provided in this paragraph. *The department may issue a prescription drug manufacturer permit to a nonembryonic stem cell bank that is licensed by the Agency for Health Care Administration pursuant to s. 400.991 and part II of chapter 408.* The department may issue a prescription drug manufacturer permit to an applicant at the same address as a licensed nuclear pharmacy, which is a health care entity, even if the nuclear pharmacy holds a special sterile compounding permit under chapter 465, for the purpose of manufacturing prescription drugs used in positron emission tomography or other radiopharmaceuticals, as listed in a rule adopted by the department pursuant to this paragraph. The purpose of this exemption is to assure availability of state-of-the-art pharmaceuticals that would pose a significant danger to the public health if manufactured at a separate establishment address from the nuclear pharmacy from which the prescription drugs are dispensed. The department may also issue a retail pharmacy drug wholesale distributor permit to the address of a community pharmacy licensed under chapter 465, even if the community pharmacy holds a special sterile compounding permit under chapter 465, as long as the community pharmacy does not meet the definition of a closed pharmacy in s. 499.003.

And the title is amended as follows:

Delete line 23 and insert: Regulation, to adopt specified rules; amending s. 499.012, F.S.; authorizing the Department of Business and Professional Regulation to issue a prescription drug manufacturer permit to a certain nonembryonic stem cell bank; providing an

On motion by Senator Hutson, **CS for CS for CS for SB 512**, as amended, was passed, ordered engrossed, and 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

**CS for SB 7066**—A bill to be entitled An act relating to fees; amending s. 381.06017, F.S., as created by SB 512; requiring certain nonembryonic stem cell banks to pay specified fees; providing a contingent effective date.

—was read the third time by title.

On motion by Senator Hutson, **CS for SB 7066** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Farmer

**CS for CS for SB 698**—A bill to be entitled An act relating to reproductive health; amending s. 456.072, F.S.; providing grounds for disciplinary action; amending s. 456.074, F.S.; requiring the department to immediately suspend the license of certain health care practitioners under certain circumstances; creating s. 456.51, F.S.; defining the term “pelvic examination”; prohibiting certain students from performing a pelvic examination on a patient without first obtaining the written consent of the patient or the patient’s legal representative; providing exceptions; amending ss. 458.331 and 459.015, F.S.; providing grounds for disciplinary action; creating s. 784.086, F.S.; defining terms; establishing the criminal offense of reproductive battery; providing criminal penalties; providing an exception; tolling the period of limitations; providing that a recipient’s consent to an anonymous donor is not a defense to the crime of reproductive battery; providing an effective date.

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

On motion by Senator Book, **CS for CS for SB 698**, as amended, was passed and 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

**SB 630**—A bill to be entitled An act relating to regulation of smoking; amending s. 386.209, F.S.; authorizing municipalities and counties to further restrict smoking within the boundaries of certain public parks; providing an effective date.

—was read the third time by title.

On motion by Senator Mayfield, **SB 630** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Farmer	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
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Cruz	Passidomo	Torres
Diaz	Perry	Wright

Nays—1

Brandes

**CS for CS for CS for SB 666**—A bill to be entitled An act relating to the Florida Development Finance Corporation; amending s. 20.60, F.S.; requiring the executive director of the Department of Economic Opportunity to serve as a member of the board of directors of the Florida Development Finance Corporation; authorizing the executive director to designate a department employee to serve in this capacity; requiring that the annual report of the corporation be incorporated into the department’s annual report on the condition of the business climate and economic development in the state; requiring the department to develop performance standards for the corporation and to include certain information relating to the standards in the department’s annual report; amending s. 288.9604, F.S.; revising the membership of the board of directors of the corporation; requiring that the director of the Division of Bond Finance of the State Board of Administration, or his or her designee, serve on the board of directors of the corporation; making conforming changes; authorizing meetings of the directors to be conducted by teleconference; providing for future repeals; requiring the chair and vice chair of the board of directors of the corporation to serve as regular members of the board after a specified date; providing construction; amending s. 288.9605, F.S.; providing for the electronic execution and delivery of certain documents executed by the corporation; amending s. 288.9606, F.S.; prohibiting certain bonds, notes, and other forms of indebtedness from exceeding a specified amount of time; specifying that certain bonds are payable solely from certain revenues; providing requirements for such bonds; amending s. 288.9610, F.S.; revising the entities to which the corporation is required to submit an annual report containing specified information; creating s. 288.9619, F.S.; requiring that certain conflicts of interest be publicly disclosed to the corporation and set forth in the corporation’s minutes; prohibiting a director with a conflict of interest from taking certain actions; providing an effective date.

—was read the third time by title.

On motion by Senator Mayfield, **CS for CS for CS for SB 666** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Brandes	Gruters
Albritton	Braynon	Harrell
Baxley	Broxson	Hooper
Bean	Cruz	Hutson
Benacquisto	Diaz	Lee
Berman	Farmer	Mayfield
Book	Flores	Montford
Bracy	Gainer	Passidomo
Bradley	Gibson	Perry

Pizzo	Simmons	Thurston
Powell	Simpson	Torres
Rader	Stargel	Wright
Rodriguez	Stewart	
Rouson	Taddeo	

Nays—None

**CS for SB 702**—A bill to be entitled An act relating to petroleum cleanup; amending s. 376.3071, F.S.; revising requirements for a limited contamination assessment report required to be provided by a property owner, operator, or person otherwise responsible for site rehabilitation to the Department of Environmental Protection under the Petroleum Cleanup Participation Program; amending s. 376.30713, F.S.; revising the contents of an advanced cleanup application to include a specified property owner or responsible party agreement; requiring an applicant to submit a scope of work after the department has accepted the applicant’s advanced cleanup application; requiring the department to issue a purchase order for a certain contamination assessment; providing an effective date.

—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 Flores moved the following amendment which was adopted by two-thirds vote:

**Amendment 1 (834648) (with title amendment)**—Delete lines 20-153 and insert:

Section 1. Paragraph (a) of subsection (2) and subsections (4) and (13) of section 376.3071, Florida Statutes, are amended, and paragraph (h) is added to subsection (1) and subsection (15) is added to that section, to read:

376.3071 Inland Protection Trust Fund; creation; purposes; funding.—

(1) FINDINGS.—In addition to the legislative findings set forth in s. 376.30, the Legislature finds and declares:

(h) *That Congress enacted the Energy Policy Act of 2005, amending the Clean Water Act, and that the state enacted the Renewable Fuels Standard, to establish a renewable fuel standard requiring the use of ethanol as an oxygenate additive for gasoline and biodiesel as an additive for ultra-low sulfur diesel fuel. An unintended consequence of the inclusion of ethanol in gasoline and biodiesel in diesel fuel has been to cause, and potentially cause, significant corrosion and other damage to storage tanks, piping, and storage tank system components regulated under this chapter. The Legislature further finds that storage tanks, piping, and storage tank system components have been found by the department in its equipment approval process to meet compatibility standards, however, these standards may have subsequently changed due to the introduction of ethanol and biodiesel. The state enacted secondary containment requirements before the mandated introduction of ethanol into gasoline and biodiesel into ultra-low sulfur diesel fuel. Therefore, owners and operators of petroleum storage facilities in the state that complied with the state’s secondary containment requirements and installed approved equipment that may not have been evaluated for compatibility with ethanol and biodiesel, cross-contamination due to the storage of gasoline and diesel fuel, and the effects of condensation and minimal amounts of water in storage tanks are at a particular risk for having to repair or replace equipment or take other preventive measures in advance of the equipment’s expected useful life in order to prevent releases or discharges of pollutants.*

(2) INTENT AND PURPOSE.—

(a) It is the intent of the Legislature to establish the Inland Protection Trust Fund to serve as a repository for funds which will enable the department to respond without delay to incidents of inland contamination, and damage or potential damage to storage tank systems caused by ethanol or biodiesel as described in subsection (15) which may result in such incidents, related to the storage of petroleum and petro-

leum products in order to protect the public health, safety, and welfare and to minimize environmental damage.

(4) USES.—Whenever, in its determination, incidents of inland contamination, or potential incidents as provided in subsection (15), related to the storage of petroleum or petroleum products may pose a threat to the public health, safety, or welfare, water resources, or the environment, the department shall obligate moneys available in the fund to provide for:

- (a) Prompt investigation and assessment of contamination sites.
- (b) Expeditious restoration or replacement of potable water supplies as provided in s. 376.30(3)(c)1.
- (c) Rehabilitation of contamination sites, which shall consist of cleanup of affected soil, groundwater, and inland surface waters, using the most cost-effective alternative that is technologically feasible and reliable and that provides adequate protection of the public health, safety, and welfare, and water resources, and that minimizes environmental damage, pursuant to the site selection and cleanup criteria established by the department under subsection (5), except that this paragraph does not authorize the department to obligate funds for payment of costs which may be associated with, but are not integral to, site rehabilitation, such as the cost for retrofitting or replacing petroleum storage systems.
- (d) Maintenance and monitoring of contamination sites.
- (e) Inspection and supervision of activities described in this subsection.
- (f) Payment of expenses incurred by the department in its efforts to obtain from responsible parties the payment or recovery of reasonable costs resulting from the activities described in this subsection.
- (g) Payment of any other reasonable costs of administration, including those administrative costs incurred by the Department of Health in providing field and laboratory services, toxicological risk assessment, and other assistance to the department in the investigation of drinking water contamination complaints and costs associated with public information and education activities.
- (h) Establishment and implementation of the compliance verification program as authorized in s. 376.303(1)(a), including contracting with local governments or state agencies to provide for the administration of such program through locally administered programs, to minimize the potential for further contamination sites.
- (i) Funding of the provisions of ss. 376.305(6) and 376.3072.
- (j) Activities related to removal and replacement of petroleum storage systems, if repair, replacement, or other preventive measures are authorized under subsection (15), or exclusive of costs of any tank, piping, dispensing unit, or related hardware, if soil removal is approved as a component of site rehabilitation and requires removal of the tank where remediation is conducted under this section, or if such activities were justified in an approved remedial action plan.
- (k) Reasonable costs of restoring property as nearly as practicable to the conditions which existed before activities associated with contamination assessment or remedial action taken under s. 376.303(4).
- (l) Repayment of loans to the fund.
- (m) Expenditure of sums from the fund to cover ineligible sites or costs as set forth in subsection (13), if the department in its discretion deems it necessary to do so. In such cases, the department may seek recovery and reimbursement of costs in the same manner and pursuant to the same procedures established for recovery and reimbursement of sums otherwise owed to or expended from the fund.
- (n) Payment of amounts payable under any service contract entered into by the department pursuant to s. 376.3075, subject to annual appropriation by the Legislature.
- (o) Petroleum remediation pursuant to this section throughout a state fiscal year. The department shall establish a process to uniformly encumber appropriated funds throughout a state fiscal year and shall

allow for emergencies and imminent threats to public health, safety, and welfare, water resources, and the environment as provided in paragraph (5)(a). This paragraph does not apply to appropriations associated with the free product recovery initiative provided in paragraph (5)(c) or the advanced cleanup program provided in s. 376.30713.

(p) Enforcement of this section and ss. 376.30-376.317 by the Fish and Wildlife Conservation Commission and the Department of Environmental Protection. The department shall ~~may~~ disburse moneys to the commission for such purpose.

(q) Payments for program deductibles, copayments, and limited contamination assessment reports that otherwise would be paid by another state agency for state-funded petroleum contamination site rehabilitation.

(r) *Payments for the repair or replacement of, or other preventive measures for, storage tanks, piping, or system components as provided in subsection (15). Such costs may include equipment, excavation, electrical work, and site restoration.*

The issuance of a site rehabilitation completion order pursuant to subsection (5) or paragraph (12)(b) for contamination eligible for programs funded by this section does not alter the project's eligibility for state-funded remediation if the department determines that site conditions are not protective of human health under actual or proposed circumstances of exposure under subsection (5). The Inland Protection Trust Fund may be used only to fund the activities in ss. 376.30-376.317 except ss. 376.3078 and 376.3079. Amounts on deposit in the fund in each fiscal year must first be applied or allocated for the payment of amounts payable by the department pursuant to paragraph (n) under a service contract entered into by the department pursuant to s. 376.3075 and appropriated in each year by the Legislature before making or providing for other disbursements from the fund. This subsection does not authorize the use of the fund for cleanup of contamination caused primarily by a discharge of solvents as defined in s. 206.9925(6), or polychlorinated biphenyls when their presence causes them to be hazardous wastes, except solvent contamination which is the result of chemical or physical breakdown of petroleum products and is otherwise eligible. Facilities used primarily for the storage of motor or diesel fuels as defined in ss. 206.01 and 206.86 are not excluded from eligibility pursuant to this section.

(13) PETROLEUM CLEANUP PARTICIPATION PROGRAM.—To encourage detection, reporting, and cleanup of contamination caused by discharges of petroleum or petroleum products, the department shall, within the guidelines established in this subsection, implement a ~~cost-sharing~~ cleanup program to provide rehabilitation funding assistance for all property contaminated by discharges of petroleum or petroleum products from a petroleum storage system occurring before January 1, 1995, ~~subject to a copayment provided for in a Petroleum Cleanup Participation Program site rehabilitation agreement.~~ Eligibility is subject to an annual appropriation from the fund. Additionally, funding for eligible sites is contingent upon annual appropriation in subsequent years. Such continued state funding is not an entitlement or a vested right under this subsection. Eligibility shall be determined in the program, notwithstanding any other provision of law, consent order, order, judgment, or ordinance to the contrary.

(a)1. The department shall accept any discharge reporting form received before January 1, 1995, as an application for this program, and the facility owner or operator need not reapply.

2. Regardless of whether ownership has changed, owners or operators of property that is contaminated by petroleum or petroleum products from a petroleum storage system may apply for such program by filing a written report of the contamination incident, including evidence that such incident occurred before January 1, 1995, with the department. Incidents of petroleum contamination discovered after December 31, 1994, at sites which have not stored petroleum or petroleum products for consumption, use, or sale after such date shall be presumed to have occurred before January 1, 1995. An operator's filed report shall be an application of the owner for all purposes.

(b) Subject to annual appropriation from the fund, sites meeting the criteria of this subsection are eligible for up to \$400,000 of site rehabilitation funding assistance in priority order pursuant to subsections (5) and (6). Sites meeting the criteria of this subsection for which a site

rehabilitation completion order was issued before June 1, 2008, do not qualify for the 2008 increase in site rehabilitation funding assistance and are bound by the pre-June 1, 2008, limits. Sites meeting the criteria of this subsection for which a site rehabilitation completion order was not issued before June 1, 2008, regardless of whether they have previously transitioned to nonstate-funded cleanup status, may continue state-funded cleanup pursuant to this section until a site rehabilitation completion order is issued or the increased site rehabilitation funding assistance limit is reached, whichever occurs first. The department may not pay expenses incurred beyond the scope of an approved contract.

(c) The department may also approve supplemental funding of up to \$100,000 for additional remediation and monitoring if such remediation and monitoring is necessary to achieve a determination of "No Further Action."

(d) Upon notification by the department that rehabilitation funding assistance is available for the site pursuant to subsections (5) and (6), the property owner, operator, or person otherwise responsible for site rehabilitation shall provide the department with a limited contamination assessment report and shall enter into a Petroleum Cleanup Participation Program site rehabilitation agreement with the department. *The limited contamination assessment report must be sufficient to support the proposed course of action and to estimate the cost of the proposed course of action.* The agreement must provide for a 25-percent cost savings to the department, a copayment by the owner, operator, or person otherwise responsible for conducting site rehabilitation, or a combination of cost savings and a copayment. *Cost savings to the department may be demonstrated in the form of reduced rates by the proposed agency term contractor or the difference in cost associated with a Risk Management Options Level I closure versus a Risk Management Options Level II closure. For the purpose of this paragraph, the term:*

1. "Risk Management Options Level I" means a "No Further Action" closure without institutional controls or without institutional and engineering controls. This closure option applies subject to conditions in department rules and agreements.

2. "Risk Management Options Level II" means a "No Further Action" closure where institutional controls and, if appropriate, engineering controls apply if the controls are protective of human health, public safety, and the environment. This closure option applies subject to conditions in department rules and agreements. ~~The owner, operator, or person otherwise responsible for conducting site rehabilitation shall adequately demonstrate the ability to meet the copayment obligation. The limited contamination assessment report and the copayment costs may be reduced or eliminated if the owner and all operators responsible for restoration under s. 376.308 demonstrate that they cannot financially comply with the copayment and limited contamination assessment report requirements. The department shall take into consideration the owner's and operator's net worth in making the determination of financial ability. In the event the department and the owner, operator, or person otherwise responsible for site rehabilitation cannot complete negotiation of the cost sharing agreement within 120 days after beginning negotiations, the department shall terminate negotiations and the site shall be ineligible for state funding under this subsection and all liability protections provided for in this subsection shall be revoked.~~

(e) A report of a discharge made to the department by a person pursuant to this subsection or any rules adopted pursuant to this subsection may not be used directly as evidence of liability for such discharge in any civil or criminal trial arising out of the discharge.

(f) This subsection does not preclude the department from pursuing penalties under s. 403.141 for violations of any law or any rule, order, permit, registration, or certification adopted or issued by the department pursuant to its lawful authority.

(g) Upon the filing of a discharge reporting form under paragraph (a), the department or local government may not pursue any judicial or enforcement action to compel rehabilitation of the discharge. This paragraph does not prevent any such action with respect to discharges determined ineligible under this subsection or to sites for which rehabilitation funding assistance is available pursuant to subsections (5) and (6).

(h) The following are excluded from participation in the program:

1. Sites at which the department has been denied reasonable site access to implement this section.

2. Sites that were active facilities when owned or operated by the Federal Government.

3. Sites that are identified by the United States Environmental Protection Agency to be on, or which qualify for listing on, the National Priorities List under Superfund. This exception does not apply to those sites for which eligibility has been requested or granted as of the effective date of this act under the Early Detection Incentive Program established pursuant to s. 15, chapter 86-159, Laws of Florida.

4. Sites for which contamination is covered under the Early Detection Incentive Program, the Abandoned Tank Restoration Program, or the Petroleum Liability and Restoration Insurance Program, in which case site rehabilitation funding assistance shall continue under the respective program.

(15) *ETHANOL OR BIODIESEL DAMAGE; PREVENTIVE MEASURES.—The department shall pay, pursuant to this subsection, up to \$10 million each fiscal year from the fund for the costs of labor and equipment to repair or replace petroleum storage systems that may have been damaged due to the storage of fuels blended with ethanol or biodiesel, or for preventive measures to reduce the potential for such damage.*

(a) *A petroleum storage system owner or operator may request payment from the department for the repair or replacement of petroleum storage tanks, integral piping, or ancillary equipment that may have been damaged, or is subject to damage, by the storage of fuels blended with ethanol or biodiesel or for other preventive measures to ensure compatibility with ethanol or biodiesel in accordance with the following procedures:*

1. *The petroleum storage system owner or operator may submit a request for payment to the department along with the following information:*

a. *An affidavit from a petroleum storage system specialty contractor attesting to an opinion that the petroleum storage system may have been damaged as a result of the storage of fuel blended with ethanol or biodiesel or may not be compatible with fuels containing ethanol or biodiesel, or a combination of both. The affidavit must also include a proposal from the specialty contractor for repair or replacement of the equipment, or for the implementation of other preventive measures to reduce the probability of damage. If the specialty contractor proposes replacement of any equipment, the affidavit must include the reasons that repair or other preventive measures are not technically or economically feasible or practical.*

b. *Copies of any inspection reports, including photographs, prepared by the specialty contractor or department or local program inspectors documenting the damage or potential for damage to the petroleum storage system.*

c. *A proposal from the specialty contractor showing the proposed scope of the repair, replacement, or other preventive measures, including a detailed list of labor, equipment, and other associated costs. In the case of replacement or repair, the proposal must also include provisions for any preventive measures needed to prevent a recurrence of the damage, such as the use of corrosion inhibitors, the application of coatings compatible with ethanol or biodiesel, as appropriate, and the adoption of a maintenance plan.*

d. *For proposals to replace storage tanks or piping, a statement from a certified public accountant indicating the depreciated value of the tanks or piping proposed for replacement. Applications for such proposals must also include documentation of the age of the storage tank or piping. Historical tank registration records may be used to determine the age of the storage tank and piping. The depreciated value shall be the maximum allowable replacement cost for the storage tank and piping, exclusive of labor costs. For the purposes of this paragraph, tanks that are 20 years old or older are deemed to be fully depreciated and have no replacement value.*

2. The department shall review applications for completeness, accuracy, and the reasonableness of costs and scope of work. Within 30 days after receipt of an application, the department must approve or deny the application, propose modification to the application, or request additional information.

(b) If an application is approved, the department shall issue a purchase order to the petroleum storage system owner or operator. The purchase order shall:

1. Reflect a payment due to the owner for the cost of the scope of work approved by the department, less a deductible of 25 percent.

2. State that a payment is not due to the owner pursuant to the purchase order until the scope of work authorized by the department has been completed in substantial conformity with the purchase order.

3. Except for preventive maintenance contracts, specify that the work authorized in the purchase order must be substantially completed and paid for by the petroleum storage system owner or operator within 180 days after the date of the purchase order. After such time, the purchase order is void.

4. For preventive maintenance contracts, the department shall develop a maintenance completion and payment schedule for approved applicants. The failure of an owner or operator to meet scheduled payments shall invalidate the purchase order for all future payments due pursuant to the order.

(c)1. Except for maintenance contracts, the applicant may request that the department make payment following completion of the work authorized by the department, in accordance with the terms of the purchase order. The request must include a sufficient demonstration that the work has been completed in substantial compliance with the purchase order and that the costs have been fully paid. Upon such a showing, the department must issue the payment pursuant to the terms of the purchase order.

2. For maintenance contracts, the department must make periodic payments pursuant to the schedule specified in the purchase order upon satisfactory showing that maintenance work has been completed and costs have been paid by the owner or operator as specified in the purchase order.

(d) The department may develop forms to be used for application and payment procedures. Until such forms are developed, an applicant may submit the required information in any format, as long as the documentation is complete.

(e) The department may request the assistance of the Department of Management Services or a third-party administrator to assist in the administration of the application and payment process. Any costs associated with this administration shall be paid from the funds identified in this section.

(f) This subsection does not affect the obligations of facility owners or operators or petroleum storage system owners or operators to timely comply with department rules regarding the maintenance, replacement, and repair of petroleum storage systems in order to prevent a release or discharge of pollutants.

(g) Payments may not be made for the following:

1. Proposal costs or costs related to preparation of the application and required documentation;

2. Certified public accountant costs;

3. Except as provided in subsection (k), any costs in excess of the amount approved by the department under paragraph (b) or which are not in substantial compliance with the purchase order;

4. Costs associated with storage tanks, piping, or ancillary equipment that has previously been repaired or replaced for which costs have been paid under this section;

5. Facilities that are not in compliance with department storage tank rules, until the noncompliance issues have been resolved; or

6. Costs associated with damage to petroleum storage systems caused in whole or in part by causes other than the storage of fuels blended with ethanol or biodiesel.

(h) Applications may be submitted on a first-come, first-served basis. However, the department may not issue purchase orders unless funds remain for the current fiscal year.

(i) A petroleum storage system owner or operator may not receive more than \$200,000 annually for equipment replacement, repair, or preventive measures at any single facility, or \$500,000 annually in aggregate for all facilities owned or operated by the owner or operator it owns or operates.

(j) Owners or operators that have incurred costs for repair, replacement, or other preventive measures as described in this subsection during the period of July 1, 2015, through June 30, 2019, may apply to request payment for such costs from the department using the procedure in paragraphs (b), (c), and (d). The department may not disburse payment for approved applications for such work until all purchase orders for previously approved applications have been paid and unless funds remain available for the fiscal year. Such payment is subject to a deductible of 25 percent of the cost of the scope of work approved by the department under this paragraph.

(k) For new petroleum requirement registrations after July 1, 2019, the department shall only register equipment that meets applicable standards for compatibility for ethanol blends, biodiesel blends, and other alternative fuels that are likely to be stored in such systems.

And the title is amended as follows:

Delete lines 3-8 and insert: 376.3071, F.S.; providing legislative findings, declarations, and intent; authorizing the Department of Environmental Protection to use funds from the Inland Protection Trust Fund to pay for specified activities related to removal and replacement of petroleum storage systems; providing for petroleum storage system repair or replacement due to damage caused by ethanol or biodiesel and for preventive measures to reduce the potential for such damage; revising requirements for a limited contamination assessment report required to be provided by a property owner, an operator, or a person otherwise responsible for site rehabilitation to the Department of Environmental Protection under the Petroleum Cleanup Participation Program; providing requirements for requesting and receiving payments for such repair, replacement, and measures; providing construction; prohibiting payments for certain costs; limiting the payment amount a petroleum storage system owner or operator is eligible to receive annually; requiring the department, after a specified date, to only register storage system equipment that meets certain fuel standards; amending s.

On motion by Senator Albritton, **CS for SB 702**, as amended, was passed, ordered engrossed, and 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



**SB 88**—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 for such systems and to maintain a list of approved alarm manufacturers and alarm systems; providing an effective date.

—was read the third time by title.

On motion by Senator Stewart, **SB 88** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—1

Brandes

**SB 384**—A bill to be entitled An act relating to the Harris Chain of Lakes; repealing s. 373.467, F.S., relating to the Harris Chain of Lakes Restoration Council; amending s. 373.468, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the third time by title.

On motion by Senator Baxley, **SB 384** was passed and 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

**CS for CS for SB 410**—A bill to be entitled An act relating to growth management; amending s. 163.3167, F.S.; prohibiting counties from adopting, after a specified date, a comprehensive plan, a land development regulation, or another form of restriction unless certain conditions are met; prohibiting counties from limiting a municipality from deciding land uses, density, and intensity allowed on certain lands; providing retroactive applicability; amending s. 163.3168, F.S.; requiring the Department of Economic Opportunity to give a preference to certain counties and municipalities when selecting applications for funding for

specified technical assistance; amending s. 163.3177, F.S.; requiring local governments to include a property rights element in their comprehensive plans; providing a statement of rights that a local government may use; requiring a local government to adopt a property rights element by a specified date; prohibiting a local government's property rights element from conflicting with the statutorily provided statement of rights; amending s. 163.3237, F.S.; providing that certain property owners are not required to consent to development agreement changes under certain circumstances; amending s. 337.25, F.S.; requiring the Department of Transportation to afford a right of first refusal to certain individuals under specified circumstances; providing requirements and procedures for the right of first refusal; amending s. 337.401, F.S.; specifying timeframes for processing a permit application for a utility's use of a right-of-way; amending s. 380.06, F.S.; authorizing certain developments of regional impact agreements to be amended under certain circumstances; providing retroactive applicability; providing an effective date.

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

On motion by Senator Perry, **CS for CS for SB 410**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—26

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

Nays—14

Berman	Flores	Rouson
Book	Pizzo	Taddeo
Braynon	Powell	Thurston
Cruz	Rader	Torres
Farmer	Rodriguez	

Vote after roll call:

Yea to Nay—Montford

**HB 7075**—A bill to be entitled An act relating to review under the Open Government Sunset Review Act; amending s. 474.2167, F.S., which provides a public record exemption for animal medical records held by any state college of veterinary medicine that is accredited by the American Veterinary Medical Association Council on Education; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Diaz, **HB 7075** was passed and certified to the House. The vote on passage was:

Yeas—40

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

Simpson Taddeo Wright  
 Stargel Thurston  
 Stewart Torres

Nays—None

**CS for SB 7012**—A bill to be entitled An act relating to mental health and substance abuse; amending s. 14.2019, F.S.; providing additional duties for the Statewide Office for Suicide Prevention; establishing the First Responders Suicide Deterrence Task Force adjunct to the office; specifying the task force’s purpose; providing for the composition and the duties of the task force; requiring the task force to submit reports to the Governor and the Legislature on an annual basis; providing for future repeal; amending s. 14.20195, F.S.; providing additional duties for the Suicide Prevention Coordinating Council; revising the composition of the council; amending s. 334.044, F.S.; requiring the Department of Transportation to work with the office in developing a plan relating to evidence-based suicide deterrents in certain locations; amending s. 394.455, F.S.; defining the term “coordinated specialty care program”; revising the definition of the term “mental illness”; amending s. 394.4573, F.S.; revising the requirements for the annual state behavioral health services assessment; revising the essential elements of a coordinated system of care; amending s. 394.463, F.S.; requiring that certain information be provided to the guardian or representative of a minor patient released from involuntary examination; amending s. 394.658, F.S.; revising the application criteria for the Criminal Justice, Mental Health, and Substance Abuse Reinvestment Grant Program to include support for coordinated specialty care programs; amending s. 394.67, F.S.; defining the term “coordinated specialty care program”; amending s. 397.311, F.S.; redefining the term “medication-assisted treatment opiate addiction” as “medication-assisted treatment for opioid use disorders”; amending s. 397.321, F.S.; deleting a provision requiring the Department of Children and Families to develop a certification process by rule for community substance abuse prevention coalitions; amending s. 397.4012, F.S.; revising applicability for certain licensure exemptions; creating s. 456.0342, F.S.; providing applicability; requiring specified persons to complete certain suicide prevention education courses by a specified date; requiring certain boards to include the hours for such courses in the total hours of continuing education required for the profession; creating s. 786.1516, F.S.; defining the terms “emergency care” and “suicide emergency”; providing that persons providing certain emergency care are not liable for civil damages or penalties under certain circumstances; amending s. 916.106, F.S.; revising the definition of the term “mental illness”; amending ss. 916.13 and 916.15, F.S.; requiring the department to request a defendant’s medical information from a jail within a certain timeframe after receiving a commitment order and other required documentation; requiring the jail to provide such information within a certain timeframe; requiring the continued administration of psychotropic medication to a defendant if he or she is receiving such medication at a mental health facility at the time that he or she is discharged and transferred to the jail; providing an exception; requiring the jail and department physicians to collaborate on a defendant’s medication changes for certain purposes; specifying that the jail physician has the final authority regarding the administering of medication to an inmate; amending ss. 1002.33 and 1012.583, F.S.; requiring charter schools and public schools, respectively, to incorporate certain training on suicide prevention in continuing education and inservice training requirements; providing that such schools must require all instructional personnel to participate in the training; requiring such schools to have a specified minimum number of staff members who are certified or deemed competent in the use of suicide screening instruments; requiring such schools to have a policy for such instruments; requiring such schools to report certain compliance to the Department of Education; conforming provisions to changes made by the act; amending ss. 39.407, 394.495, 394.496, 394.674, 394.74, 394.9085, 409.972, 464.012, and 744.2007, F.S.; conforming cross-references; requiring the Office of Program Policy Analysis and Government Accountability to perform a review of certain programs and efforts relating to suicide prevention programs in other states and make certain recommendations; requiring the office to submit a report to the Legislature by a specified date; providing an appropriation; authorizing positions; providing an effective date.

—was read the third time by title.

On motion by Senator Book, **CS for SB 7012** was passed and 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

**HB 7003**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 560.312, F.S., which provides an exemption from public records requirements for certain payment instrument transaction information held by the Office of Financial Regulation; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Rouson, **HB 7003** was passed and 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

**HB 469**—A bill to be entitled An act relating to real estate conveyances; amending s. 689.01, F.S.; providing that subscribing witnesses are not required to validate certain instruments conveying or pertaining to a lease of real property; providing an effective date.

—was read the third time by title.

On motion by Senator Simmons, **HB 469** was passed and certified to the House. The vote on passage was:

Yeas—40

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

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

Nays—None

**HB 879**—A bill to be entitled An act relating to a surviving spouse ad valorem tax reduction; amending s. 196.082, F.S.; authorizing the surviving spouses of certain permanently disabled veterans to carry over a certain discount on ad valorem taxes on homestead property under specified conditions; authorizing the discount to be transferred to another permanent residence under specified conditions; providing a procedure by which an applicant may file an application after a specified date and request the discount; authorizing the Department of Revenue to adopt emergency rules; providing a contingent effective date.

—was read the third time by title.

On motion by Senator Wright, **HB 879** was passed and 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

**HJR 877**—A joint resolution proposing an amendment to Section 6 of Article VII and the creation of a new section in Article XII of the State Constitution to provide for the carryover of the homestead property tax discount for certain veterans with permanent combat-related disabilities to a veteran’s surviving spouse if certain criteria are met, to authorize the transfer of the discount to a surviving spouse’s new homestead property if certain criteria are met, and to provide an effective date.

*Be It Resolved by the Legislature of the State of Florida:*

That the following amendment to Section 6 of Article VII and the creation of a new section in Article XII of the State Constitution are agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose:

ARTICLE VII

FINANCE AND TAXATION

SECTION 6. Homestead exemptions.—

(a) Every person who has the legal or equitable title to real estate and maintains thereon the permanent residence of the owner, or another legally or naturally dependent upon the owner, shall be exempt from taxation thereon, except assessments for special benefits, up to the assessed valuation of twenty-five thousand dollars and, for all levies other than school district levies, on the assessed valuation greater than

fifty thousand dollars and up to seventy-five thousand dollars, upon establishment of right thereto in the manner prescribed by law. The real estate may be held by legal or equitable title, by the entireties, jointly, in common, as a condominium, or indirectly by stock ownership or membership representing the owner’s or member’s proprietary interest in a corporation owning a fee or a leasehold initially in excess of ninety-eight years. The exemption shall not apply with respect to any assessment roll until such roll is first determined to be in compliance with the provisions of section 4 by a state agency designated by general law. This exemption is repealed on the effective date of any amendment to this Article which provides for the assessment of homestead property at less than just value.

(b) Not more than one exemption shall be allowed any individual or family unit or with respect to any residential unit. No exemption shall exceed the value of the real estate assessable to the owner or, in case of ownership through stock or membership in a corporation, the value of the proportion which the interest in the corporation bears to the assessed value of the property.

(c) By general law and subject to conditions specified therein, the Legislature may provide to renters, who are permanent residents, ad valorem tax relief on all ad valorem tax levies. Such ad valorem tax relief shall be in the form and amount established by general law.

(d) The legislature may, by general law, allow counties or municipalities, for the purpose of their respective tax levies and subject to the provisions of general law, to grant either or both of the following additional homestead tax exemptions:

(1) An exemption not exceeding fifty thousand dollars to a person who has the legal or equitable title to real estate and maintains thereon the permanent residence of the owner, who has attained age sixty-five, and whose household income, as defined by general law, does not exceed twenty thousand dollars; or

(2) An exemption equal to the assessed value of the property to a person who has the legal or equitable title to real estate with a just value less than two hundred and fifty thousand dollars, as determined in the first tax year that the owner applies and is eligible for the exemption, and who has maintained thereon the permanent residence of the owner for not less than twenty-five years, who has attained age sixty-five, and whose household income does not exceed the income limitation prescribed in paragraph (1).

The general law must allow counties and municipalities to grant these additional exemptions, within the limits prescribed in this subsection, by ordinance adopted in the manner prescribed by general law, and must provide for the periodic adjustment of the income limitation prescribed in this subsection for changes in the cost of living.

(e)(1) Each veteran who is age 65 or older who is partially or totally permanently disabled shall receive a discount from the amount of the ad valorem tax otherwise owed on homestead property the veteran owns and resides in if the disability was combat related and the veteran was honorably discharged upon separation from military service. The discount shall be in a percentage equal to the percentage of the veteran’s permanent, service-connected disability as determined by the United States Department of Veterans Affairs. To qualify for the discount granted by this ~~paragraph~~ subsection, an applicant must submit to the county property appraiser, by March 1, an official letter from the United States Department of Veterans Affairs stating the percentage of the veteran’s service-connected disability and such evidence that reasonably identifies the disability as combat related and a copy of the veteran’s honorable discharge. If the property appraiser denies the request for a discount, the appraiser must notify the applicant in writing of the reasons for the denial, and the veteran may reapply. The Legislature may, by general law, waive the annual application requirement in subsequent years.

(2) *If a veteran who receives the discount described in paragraph (1) predeceases his or her spouse, and if, upon the death of the veteran, the surviving spouse holds the legal or beneficial title to the homestead property and permanently resides thereon, the discount carries over to the surviving spouse until he or she remarries or sells or otherwise disposes of the homestead property. If the surviving spouse sells or otherwise disposes of the property, a discount not to exceed the dollar amount granted from the most recent ad valorem tax roll may be transferred to*

*the surviving spouse's new homestead property, if used as his or her permanent residence and he or she has not remarried.*

(3) This subsection is self-executing and does not require implementing legislation.

(f) By general law and subject to conditions and limitations specified therein, the Legislature may provide ad valorem tax relief equal to the total amount or a portion of the ad valorem tax otherwise owed on homestead property to:

(1) The surviving spouse of a veteran who died from service-connected causes while on active duty as a member of the United States Armed Forces.

(2) The surviving spouse of a first responder who died in the line of duty.

(3) A first responder who is totally and permanently disabled as a result of an injury or injuries sustained in the line of duty. Causal connection between a disability and service in the line of duty shall not be presumed but must be determined as provided by general law. For purposes of this paragraph, the term "disability" does not include a chronic condition or chronic disease, unless the injury sustained in the line of duty was the sole cause of the chronic condition or chronic disease.

As used in this subsection and as further defined by general law, the term "first responder" means a law enforcement officer, a correctional officer, a firefighter, an emergency medical technician, or a paramedic, and the term "in the line of duty" means arising out of and in the actual performance of duty required by employment as a first responder.

ARTICLE XII

SCHEDULE

*Ad valorem tax discount for surviving spouses of certain permanently disabled veterans.—The amendment to Section 6 of Article VII, relating to the ad valorem tax discount for spouses of certain deceased veterans who had permanent, combat-related disabilities, and this section shall take effect January 1, 2021.*

BE IT FURTHER RESOLVED that the following statement be placed on the ballot:

CONSTITUTIONAL AMENDMENT

ARTICLE VII, SECTION 6

ARTICLE XII

AD VALOREM TAX DISCOUNT FOR SPOUSES OF CERTAIN DECEASED VETERANS WHO HAD PERMANENT, COMBAT-RELATED DISABILITIES.—Provides that the homestead property tax discount for certain veterans with permanent combat-related disabilities carries over to such veteran's surviving spouse who holds legal or beneficial title to, and who permanently resides on, the homestead property, until he or she remarries or sells or otherwise disposes of the property. The discount may be transferred to a new homestead property of the surviving spouse under certain conditions. The amendment takes effect January 1, 2021.

—was read the third time by title.

On motion by Senator Wright, **HJR 877** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—40

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

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

Nays—None

**CS for SB 1490**—A bill to be entitled An act relating to public officers and employees; amending s. 112.3148, F.S.; defining terms; authorizing the giving, solicitation, and acceptance of gifts or compensation to be used toward costs incurred due to a serious bodily injury or the diagnosis of a serious disease or illness of specified reporting individuals, procurement employees, or spouse or child thereof, who meet certain conditions; specifying limitations and requirements; providing reporting requirements; amending ss. 11.045 and 112.3215, F.S.; revising provisions regarding prohibited lobbying expenditures in the legislative and executive branches, respectively, to conform to changes made by the act; providing an effective date.

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

On motion by Senator Bradley, **CS for SB 1490**, as amended, was passed and 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 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 Friday, March 6, 2020.

On motion by Senator Benacquisto, the rules were waived and all bills remaining or temporarily postponed on the Special Order Calendar this day were retained on the Special Order Calendar.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Thursday, March 5, 2020: CS for SB 1050, CS for CS for SB 1166, CS for CS for SB 1552, SB 7016, SB 1272, CS for SB 738, CS for CS for SB 752, CS for SB 822, SB 1080, CS for SB 1082, CS for CS for SR's 214 and 222, CS for CS for SB 728, CS for CS for SB 538, CS for CS for SB 1060, SB 7020, CS for CS for SB 122, CS for CS for SB 70, SB 7048, SB 7056, CS for SR 1572, CS for CS for CS for SB 664, CS for SB 1148, SB 7002, CS for SB 290, CS for CS for SB 7040, CS for CS for SB 712, CS for CS for SB 178, SB 510, CS for CS for SB 1270, CS for

SB 1296, CS for SB 1466, SB 1542, CS for SB 1582, CS for CS for SB 1628, CS for SB 72, CS for CS for SB 1258, CS for SB 898, SB 7000.

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

The Committee on Appropriations recommends a committee substitute for the following: CS for SB 412

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

The Committee on Appropriations recommends committee substitutes for the following: SB 68; CS for SB 190; CS for SB 402; CS for SB 506; CS for CS for SB 1066; CS for SB 1094; CS for SB 1220; SB 1344; CS for SB 1404; CS for SB 1440; CS for SB 1624; CS for SB 1676; CS for SB 1726; CS for CS for SB 1870

The Committee on Rules recommends committee substitutes for the following: CS for SB 500; CS for CS for SB 792

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

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committee on Appropriations; and Senator Book—

**CS for SB 68**—A bill to be entitled An act relating to homelessness; amending s. 420.621, F.S.; revising, adding, and deleting defined terms; amending s. 420.622, F.S.; expanding the membership of the Council on Homelessness to include a representative of the Florida Housing Coalition and the Secretary of the Department of Elderly Affairs or his or her designee; providing that the Governor is encouraged to appoint council members who have certain experience; revising the duties of the State Office on Homelessness; revising requirements for the state's homeless programs; requiring entities that receive state funding to provide summary aggregated data to assist the council in providing certain information; removing the requirement that the office have the concurrence of the council to accept and administer moneys appropriated to it to provide certain annual challenge grants to continuums of care lead agencies; increasing the maximum amount of grant awards per continuum of care lead agency; conforming provisions to changes made by the act; revising requirements for the use of grant funds by continuum of care lead agencies; revising preference criteria for certain grants; increasing the maximum percentage of its funding which a continuum of care lead agency may spend on administrative costs; requiring such agencies to submit a final report to the Department of Children and Families documenting certain outcomes achieved by grant-funded programs; removing the requirement that the office have the concurrence of the council to administer moneys given to it to provide homeless housing assistance grants annually to certain continuum of care lead agencies to acquire, construct, or rehabilitate permanent housing units for homeless persons; conforming a provision to changes made by the act; requiring grant applicants to be ranked competitively based on criteria determined by the office; deleting preference requirements; increasing the minimum number of years for which projects must reserve certain units acquired, constructed, or rehabilitated; increasing the maximum percentage of funds the office and each applicant may spend on administrative costs; revising certain performance measure requirements; authorizing, instead of requiring, the Department of Children and Families, with input from the council, to adopt rules relating to certain grants and related issues; revising requirements for an annual report the council must submit to the Governor, Legislature, and Secretary of Children and Families; authorizing the office to administer moneys appropriated to it for distribution among certain designated continuum of care lead agencies and entities; creating s. 420.6225, F.S.; specifying the purposes of a continuum of care; requiring each continuum of care, pursuant to federal law, to designate a collaborative applicant that is responsible for submitting the continuum of care funding application for the designated catchment

area to the United States Department of Housing and Urban Development; providing requirements for such designated collaborative applicants; authorizing the applicant to be referred to as the continuum of care lead agency; providing requirements for the office for the purpose of awarding certain federal funding for continuum of care programs; requiring that each continuum of care create a continuum of care plan for specified purposes; specifying requirements for such plans; requiring continuums of care to promote participation by all interested individuals and organizations, subject to certain requirements; creating s. 420.6227, F.S.; providing legislative findings and program purpose; establishing a grant-in-aid program to help continuums of care prevent and end homelessness, which may include any aspect of the local continuum of care plan; requiring continuums of care to submit an application for grant-in-aid funds to the office for review; requiring the office to develop guidelines for the development, evaluation, and approval of spending plans; requiring grant-in-aid funds for continuums of care to be administered by the office and awarded on a competitive basis; requiring the office to distribute such funds to local agencies to fund programs that are required by the local continuum of care plan, based on certain recommendations; limiting the percentage of the total state funds awarded under a spending plan which may be used by the continuum of care lead agency for staffing and administrative expenditures; requiring entities that contract with local agencies to provide services and that receive certain financial assistance to provide a specified minimum percentage of the funding necessary for the support of project operations; authorizing in-kind contributions to be evaluated and counted as part or all of the required local funding, at the discretion of the office; repealing s. 420.623, F.S., relating to local coalitions for the homeless; repealing s. 420.624, F.S., relating to local homeless assistance continuums of care; repealing s. 420.625, F.S., relating to a grant-in-aid program; amending s. 420.626, F.S.; revising procedures that certain facilities and institutions are encouraged to develop and implement to reduce the discharge of persons into homelessness when such persons are admitted to or housed for a specified period at such facilities or institutions; amending s. 420.6265, F.S.; revising legislative findings and intent for Rapid ReHousing; revising the Rapid ReHousing methodology; amending s. 420.6275, F.S.; revising legislative findings relating to Housing First; revising the Housing First methodology to reflect current practice; amending s. 420.507, F.S.; conforming cross-references; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senators Montford, Harrell, Berman, Cruz, and Braynon—

**CS for CS for SB 190**—A bill to be entitled An act relating to health care for children; amending s. 383.14, F.S.; requiring the Department of Health to create and make available electronically a pamphlet with specified information; amending s. 383.318, F.S.; requiring birth centers to provide the informational pamphlet to clients during postpartum care; amending s. 395.1053, F.S.; requiring hospitals that provide birthing services to provide the informational pamphlet to parents during postpartum education; creating s. 456.0496, F.S.; requiring certain health care practitioners to ensure that the pamphlet is provided to parents after a planned out-of-hospital birth; amending s. 409.9071, F.S.; revising applicable provisions for the reimbursement of school-based services by the Agency for Health Care Administration to certain school districts; deleting a requirement specifying the use of certified state and local education funds for school-based services; conforming a provision to changes made by the act; deleting an obsolete provision; amending s. 409.908, F.S.; specifying the federal agency that may waive certain school-based provider qualifications; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senator Harrell—

**CS for CS for SB 402**—A bill to be entitled An act relating to assisted living facilities; amending s. 429.02, F.S.; defining and revising terms; amending s. 429.07, F.S.; requiring assisted living facilities that provide certain services to maintain a written progress report on each person receiving such services from the facility's staff; conforming a cross-reference; amending s. 429.11, F.S.; prohibiting a county or municipality from issuing a business tax receipt, rather than an occupational license, to a facility under certain circumstances; amending s. 429.176, F.S.; requiring an owner of a facility to provide certain doc-

umentation to the Agency for Health Care Administration within a specified timeframe; amending s. 429.23, F.S.; authorizing a facility to submit certain reports regarding adverse incidents through the agency's online portal; requiring the agency to send reminders by electronic mail to certain facility contacts regarding submission deadlines for such reports within a specified timeframe; providing that facilities are not subject to administrative or other agency action for failure to withdraw or submit specified reports under certain circumstances; deleting a requirement that facilities submit certain monthly reports to the agency; amending s. 429.255, F.S.; authorizing certain persons to change a resident's bandage for a minor cut or abrasion; authorizing certain persons to contract with a third-party to provide services to a resident under certain circumstances; providing requirements relating to the third-party provider; clarifying that the absence of an order not to resuscitate does not preclude a physician from withholding or withdrawing cardiopulmonary resuscitation or use of an automated external defibrillator; amending s. 429.256, F.S.; revising the types of medications that may be self-administered; revising provisions relating to assistance with the self-administration of such medications; requiring a person assisting with a resident's self-administration of medication to confirm and advise the patient of specified information; authorizing a resident to opt out of such advisement through a signed waiver; providing requirements for such waiver; revising provisions relating to certain medications that are not self-administered with assistance; amending s. 429.26, F.S.; including medical examinations in the criteria used for admission to an assisted living facility; providing specified criteria for determination of appropriateness for admission to and continued residency in an assisted living facility; prohibiting such facility from admitting certain individuals; defining the term "bedridden"; authorizing a facility to retain certain individuals under certain conditions; requiring that a resident receive a medical examination within a specified timeframe after admission to a facility; requiring that such examination be recorded on a form; providing limitations on the use of such form; providing requirements for the content of the form; revising provisions relating to the placement of residents by the Department of Children and Families; requiring a facility to notify a resident's representative or designee of specified information under certain circumstances; requiring the facility to arrange with an appropriate health care provider for the care and services needed to treat a resident under certain circumstances; removing provisions relating to the retention of certain residents in a facility; amending s. 429.28, F.S.; requiring facilities to provide written notice of relocation or termination of residency from a facility to the resident or the resident's legal guardian; revising provisions related to a licensure survey required by the agency; deleting a requirement that the agency adopt certain rules; amending s. 429.31, F.S.; revising notice requirements for facilities that are terminating operations; requiring the agency to inform the State Long-Term Ombudsman Program immediately upon notice of a facility's termination of operations; amending s. 429.41, F.S.; revising legislative intent; revising provisions related to rules the agency, in consultation with the Department of Children and Families and the Department of Health, is required to adopt regarding minimum standards of resident care; authorizing the agency to collect fees for certain inspections conducted by county health departments and transfer them to the Department of Health; requiring county emergency management agencies, rather than local emergency management agencies, to review and approve or disapprove a facility's comprehensive emergency management plan; requiring a facility to submit a comprehensive emergency management plan to the county emergency management agency within a specified timeframe; prohibiting the use of Posey restraints; authorizing the use of other restraints under certain circumstances; revising resident elopement drill requirements for facilities; revising the criteria under which a facility must be fully inspected; requiring the agency to adopt by rule, rather than develop, key quality-of-care standards; creating s. 429.435, F.S.; requiring the State Fire Marshall to establish uniform firesafety standards for certain assisted living facilities; providing for a firesafety evacuation capability determination within a specified timeframe under certain circumstances; requiring the State Fire Marshall to use certain standards from a specified national association to determine the uniform firesafety standards to be adopted; authorizing local governments and utilities to charge certain fees relating to fire sprinkler systems; requiring licensed facilities to have an annual fire inspection; specifying certain code requirements for facilities that undergo a specific alteration or rehabilitation; amending s. 429.52, F.S.; revising certain provisions relating to facility staff training and educational requirements; requiring the agency, in conjunction with providers, to establish core training requirements for facility administrators; revising

the training and continuing education requirements for facility staff who assist residents with the self-administration of medications; revising provisions relating to the training responsibilities of the agency; requiring the agency to contract with another entity to administer a certain competency test; requiring the agency to adopt a curriculum outline with learning objectives to be used by core trainers; conforming provisions to changes made by the act; providing an effective date.

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By the Committees on Appropriations; and Infrastructure and Security; and Senators Bean and Harrell—

**CS for CS for SB 412**—A bill to be entitled An act relating to license plates; amending s. 320.06, F.S.; providing an exception to a design requirement for dealer license plates; amending s. 320.0657, F.S.; providing an exception to a design requirement for fleet license plates; authorizing fleet companies to purchase specialty license plates in lieu of standard fleet license plates; requiring fleet companies to be responsible for certain costs; amending s. 320.08, F.S.; authorizing dealer companies to purchase specialty license plates in lieu of standard dealer license plates; requiring dealer companies to be responsible for certain costs; amending s. 320.08053, F.S.; revising requirements for presale and issuance of specialty license plates; amending s. 320.08056, F.S.; allowing the Department of Highway Safety and Motor Vehicles to authorize dealer and fleet specialty license plates; authorizing a dealer or fleet company to purchase specialty license plates under certain circumstances; providing requirements for such plates; making technical changes; deleting fees relating to the American Red Cross, Donate Organs-Pass It On, St. Johns River, and Hispanic Achievers license plates to conform to changes made by the act; providing additional procedures and requirements for discontinuing issuance of a specialty license plate; conforming cross-references; prohibiting use fees received by any entity from being used for certain purposes; requiring certain organizations to establish endowments based in this state for providing scholarships to Florida residents and to provide documentation of consent to use certain images; revising, as of a specified date, the criteria, procedures, and exceptions under which the department is required to discontinue the issuance of an approved specialty license plate; amending s. 320.08058, F.S.; revising the design of the Special Olympics Florida license plate; revising the distribution of fees collected from the sale of such plates; deleting provisions requiring the department to develop the American Red Cross license plate; revising the authorized use of proceeds from the sale of the Live the Dream license plate; deleting provisions requiring the department to develop the Donate Organs-Pass It On license plate; revising the authorized use of proceeds from the sale of the In God We Trust license plate; deleting provisions requiring the department to develop the St. Johns River and the Hispanic Achievers license plates; revising the authorized use of proceeds from the sale of the Fallen Law Enforcement Officers license plate; requiring the department to develop certain specialty license plates; providing for distribution and use of fees collected from the sale of such plates; amending s. 320.08062, F.S.; directing the department to audit certain organizations that receive funds from the sale of specialty license plates; amending s. 320.08068, F.S.; requiring distribution of a specified percentage of motorcycle specialty license plate annual use fees to Preserve Vision Florida, Inc.; creating s. 320.0875, F.S.; providing for a special motorcycle license plate to be issued to a recipient of the Purple Heart under certain circumstances; providing requirements for the plate; authorizing a certain design for the plate; amending s. 320.089, F.S.; providing for a special license plate to be issued to a recipient of the Bronze Star; providing for distribution of certain annual use fees withheld by the department; providing contingent effective dates.

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

**CS for CS for SB 500**—A bill to be entitled An act relating to prohibited acts by health care practitioners; amending s. 456.072, F.S.; prohibiting specified acts by health care practitioners relating to specialty designations; authorizing the Department of Health to enforce compliance with the act; authorizing the department to take specified disciplinary action against health care practitioners in violation of the act; specifying applicable administrative penalties; providing an effective date.

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By the Committees on Appropriations; and Governmental Oversight and Accountability; and Senator Perry—

**CS for CS for SB 506**—A bill to be entitled An act relating to the public procurement of services; amending s. 255.103, F.S.; revising the maximum dollar amount for continuing contracts for construction projects; amending s. 287.055, F.S.; revising the term “continuing contract” to increase certain maximum dollar amounts for professional architectural, engineering, landscape architectural, and surveying and mapping services; providing an effective date.

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

**CS for CS for CS for SB 792**—A bill to be entitled An act relating to physical therapy practice; amending s. 486.021, F.S.; revising and defining terms; amending s. 486.025, F.S.; revising the powers and duties of the Board of Physical Therapy Practice; creating s. 486.117, F.S.; requiring the board to establish minimum standards of practice for the performance of dry needling by physical therapists; requiring the Department of Health to submit a report detailing certain information to the Legislature on or before a specified date; providing construction; providing an effective date.

By the Committees on Appropriations; Finance and Tax; and Community Affairs; and Senator Gruters—

**CS for CS for CS for SB 1066**—A bill to be entitled An act relating to impact fees; amending s. 163.31801, F.S.; prohibiting new or increased impact fees from applying to certain applications; providing an exception; providing applicability; providing a calculation on which contributions to mitigate impacts not otherwise funded by impact fees must be based; prohibiting such contributions from being collected before the issuance of building permits; providing that impact fee credits are assignable and transferable under certain conditions; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senator Diaz—

**CS for CS for SB 1094**—A bill to be entitled An act relating to the practice of pharmacy; amending s. 381.0031, F.S.; requiring certain licensed pharmacists to report specified information relating to public health to the Department of Health; amending s. 465.003, F.S.; revising the definition of the term “practice of the profession of pharmacy”; amending s. 465.0125, F.S.; requiring a pharmacist to complete additional training to be licensed as a consultant pharmacist; authorizing a consultant pharmacist to perform specified services under certain circumstances and within the scope of a written collaborative practice agreement with certain health care practitioners; providing requirements for the agreement; prohibiting a consultant pharmacist from modifying or discontinuing medicinal drugs prescribed by a health care practitioner without a written collaborative practice agreement; revising the responsibilities of a consultant pharmacist; requiring written collaborative practice agreements to be made available upon request from or upon inspection by the Department of Health; prohibiting a consultant pharmacist from diagnosing any disease or condition; defining the term “health care facility”; creating s. 465.1865, F.S.; defining the terms “collaborative pharmacy practice agreement” and “chronic health condition”; specifying criteria a pharmacist must meet to provide services under a collaborative pharmacy practice agreement; providing requirements for collaborative pharmacy practice agreements; providing for the renewal of such agreements; requiring collaborating pharmacists and physicians to maintain a copy of the collaborative pharmacy practice agreements at their practices and make such agreements available upon request or inspection; requiring pharmacists to submit a copy of the signed collaborative pharmacy practice agreement to the Board of Pharmacy before implementing it; prohibiting pharmacists from engaging in specified activities without a collaborative pharmacy practice agreement; prohibiting pharmacists from entering into collaborative pharmacy practice agreements under certain circumstances; prohibiting collaborating physicians from delegating to pharmacists the authority to initiate or prescribe a controlled substance; providing continuing education requirements for pharmacists practicing under collaborative pharmacy practice agreements; requiring the Board of

Medicine in consultation with the Board of Osteopathic Medicine and the Board of Pharmacy to adopt rules; providing an effective date.

By the Committees on Appropriations; and Education; and Senator Diaz—

**CS for CS for SB 1220**—A bill to be entitled An act relating to K-12 scholarship programs; amending s. 1002.394, F.S.; revising initial scholarship eligibility criteria for the Family Empowerment Scholarship Program; establishing a priority order for award of a scholarship that includes an adjusted maximum eligible household income level that is increased in specified circumstances; requiring the Department of Education to maintain and publish a list of nationally norm-referenced tests and to establish deadlines for lists of eligible students, applications, and notifications; requiring a private school to report scores to a state university by a specified date; requiring parents to annually renew participation in the program; requiring an eligible nonprofit scholarship-funding organization to award scholarships in priority order and implement deadlines; requiring, rather than authorizing, an annual specified increase in the maximum number of students participating in the scholarship program; amending s. 1002.395, F.S.; revising eligibility criteria for the Florida Tax Credit Scholarship Program and applying the criteria only to initial eligibility; requiring that priority be given to students whose household income levels do not exceed a specified amount or who are in foster care or out-of-home care; requiring scholarship-funding organizations to prioritize renewal scholarships over initial scholarships; requiring a scholarship-funding organization to refer students who did not receive a scholarship because of lack of funds to another scholarship-funding organization; amending s. 1002.40, F.S.; requiring scholarship-funding organizations to use excess contributions to fund scholarships for specified students under certain conditions; providing an effective date.

By the Committee on Appropriations; and Senator Harrell—

**CS for SB 1344**—A bill to be entitled An act relating to intermediate care facilities; amending s. 400.962, F.S.; requiring certain facilities that have been granted a certificate-of-need exemption to demonstrate and maintain compliance with specified criteria; amending s. 408.036, F.S.; providing an exemption from a certificate-of-need requirement for certain intermediate care facilities; limiting the number of such exemptions the Agency for Health Care Administration may grant; providing that a specific legislative appropriation is not required for the exemption; providing timeframes and a monitoring process for the exemptions granted by the agency; providing for future legislative review and repeal of the exemption; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senators Perry and Brandes—

**CS for CS for SB 1404**—A bill to be entitled An act relating to financial services; amending s. 20.121, F.S.; specifying powers and duties of the Division of Public Assistance Fraud; amending s. 284.30, F.S.; requiring the State Risk Management Trust Fund to provide insurance for certain firefighter cancer-related benefits; amending s. 284.31, F.S.; requiring the Insurance Risk Management Trust Fund to provide a separate account for certain firefighter cancer-related benefits; amending s. 284.385, F.S.; specifying a condition that must be met before such benefits may be paid from the State Risk Management Trust Fund; creating s. 284.45, F.S.; prohibiting individuals working for entities covered by the State Risk Management Trust Fund from engaging in retaliatory conduct against sexual harassment victims; defining the term “sexual harassment victim”; specifying a criminal penalty for the willful and knowing dissemination of a sexual harassment victim’s personal identifying information, except under certain circumstances; specifying protected personal identifying information; amending s. 497.101, F.S.; revising provisions relating to membership of the Board of Funeral, Cemetery, and Consumer Services within the Department of Financial Services; deleting a requirement for the department to adopt certain rules; creating s. 497.1411, F.S.; defining terms; providing for permanent disqualification of applicants for licensure under ch. 497, F.S., for certain offenses; providing for disqualifying periods for applicants for certain offenses; requiring the board to adopt rules; providing for calculation of disqualifying periods; providing conditions for licensure after completion of a disqualifying period; specifying the effect

of a pardon or clemency; providing for exemptions from disqualification in certain circumstances; providing procedures for consideration of applications for such exemptions; providing construction; amending s. 497.142, F.S.; revising criminal history disclosure requirements for applicants seeking licensure under ch. 497, F.S.; amending s. 497.157, F.S.; prohibiting persons from acting as or advertising themselves as being funeral directors, embalmers, direct disposers, or preneed sales agents unless they are so licensed; prohibiting persons from engaging in certain activities requiring licensure without holding required licenses; revising the criminal penalty for unlicensed activity; amending s. 497.159, F.S.; conforming a provision to changes made by the act; amending s. 552.081, F.S.; revising the definition of the term “two-component explosives” for the purpose of regulation by the Division of State Fire Marshal; amending s. 553.7921, F.S.; authorizing a contractor repairing certain existing fire alarm systems to begin work after filing an application for a required permit but before receiving the permit; providing construction; amending s. 626.2815, F.S.; revising continuing education requirements for certain persons licensed to solicit, sell, or adjust insurance; amending s. 627.70132, F.S.; decreasing the timeframe in which a notice of an initial claim for loss or damage caused by the peril of windstorm or hurricane must be given to a property insurer; amending s. 633.102, F.S.; revising the authority of certain fire protection system contractors to design and alter certain systems; amending s. 633.136, F.S.; replacing fire protection agencies in the Fire and Emergency Incident Information Reporting Program with fire service providers and defining the term; revising the composition of the Fire and Emergency Incident Information System Technical Advisory Panel; amending s. 633.202, F.S.; extending a deadline for certain buildings to comply with a minimum radio signal strength requirement under the Florida Fire Prevention Code; requiring such buildings to meet certain conditions by a specified date; revising a condition that existing apartment buildings must meet by a specified date; extending the repeal date of exemptions to the Florida Fire Prevention Code which authorize doorstep refuse and recycling collection containers to be in exit access corridors in certain apartment occupancies under certain circumstances; creating s. 633.217, F.S.; prohibiting certain acts to influence a firesafety inspector to violate certain laws; prohibiting a firesafety inspector from knowingly and willfully accepting an attempt to influence him or her to violate certain laws; amending s. 633.304, F.S.; revising requirements for training courses for licensees installing or maintaining certain fire suppression equipment; amending s. 633.402, F.S.; revising the composition of the Firefighters Employment, Standards, and Training Council; amending s. 633.416, F.S.; providing that certain persons serving as volunteer firefighters may serve as a regular or permanent firefighter for a limited period, subject to certain restrictions; amending s. 843.08, F.S.; prohibiting false personation of personnel or representatives of the Division of Investigative and Forensic Services; providing criminal penalties; amending s. 943.045, F.S.; revising the definition of the term “criminal justice agency” to include the investigations component of the department which investigates certain crimes; amending chapter 2019-140, L.O.F.; extending the deadline for the Florida Blockchain Task Force to submit its report to the Governor and the Legislature; providing effective dates.

By the Committees on Appropriations; and Children, Families, and Elder Affairs; and Senators Powell and Rouson—

**CS for CS for SB 1440**—A bill to be entitled An act relating to children’s mental health; amending s. 394.493, F.S.; requiring the Department of Children and Families and the Agency for Health Care Administration to identify certain children and adolescents who use crisis stabilization services during specified fiscal years; requiring the department and agency to collaboratively meet the behavioral health needs of such children and adolescents and submit a quarterly report to the Legislature; amending s. 394.495, F.S.; including crisis response services provided through mobile response teams in the array of services available to children and adolescents; requiring the department to contract with managing entities for mobile response teams to provide certain services to certain children, adolescents, and young adults; providing requirements for such mobile response teams; providing requirements for managing entities when procuring mobile response teams; creating s. 394.4955, F.S.; requiring managing entities to develop a plan promoting the development of a coordinated system of care for certain services; providing requirements for the planning process; requiring each managing entity to submit such plan to the department by a specified date; requiring the entities involved in the planning

process to implement such plan by a specified date; requiring that such plan be reviewed and updated periodically; amending s. 394.9082, F.S.; revising the duties of the department relating to priority populations that will benefit from care coordination; requiring that a managing entity’s behavioral health care needs assessment include certain information regarding gaps in certain services; requiring a managing entity to promote the use of available crisis intervention services; amending s. 409.175, F.S.; revising requirements relating to preservice training for foster parents; amending s. 409.967, F.S.; requiring the agency to conduct, or contract for, the testing of provider network databases maintained by Medicaid managed care plans for specified purposes; amending s. 409.988, F.S.; revising the duties of a lead agency relating to individuals providing care for dependent children; amending s. 985.601, F.S.; requiring the Department of Juvenile Justice to participate in the planning process for promoting a coordinated system of care for children and adolescents; amending s. 1003.02, F.S.; requiring each district school board to participate in the planning process for promoting a coordinated system of care; amending s. 1004.44, F.S.; requiring the Louis de la Parte Florida Mental Health Institute to develop, in consultation with other entities, a model response protocol for schools by a specified date; amending s. 1006.04, F.S.; requiring the educational multiagency network to participate in the planning process for promoting a coordinated system of care; requiring the Department of Children and Families and the Agency for Health Care Administration to assess the quality of care provided in crisis stabilization units to certain children and adolescents; requiring the department and agency to review current standards of care for certain settings and make recommendations; requiring the department and agency to jointly submit a report to the Governor and the Legislature by a specified date; providing an effective date.

By the Committees on Appropriations; and Children, Families, and Elder Affairs; and Senator Perry—

**CS for CS for SB 1624**—A bill to be entitled An act relating to economic self-sufficiency; amending s. 11.45, F.S.; requiring the Auditor General to perform audits of specified programs at specified intervals; requiring the audits to review specified elements of such programs; requiring the Auditor General to make a specified determination, if possible; providing reporting requirements for the results of such audits; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senator Albritton—

**CS for CS for SB 1676**—A bill to be entitled An act relating to direct care workers; amending s. 400.141, F.S.; authorizing nursing home facilities to use paid feeding assistants in accordance with specified federal law under certain circumstances; providing training program requirements; authorizing the Agency for Health Care Administration to adopt rules; amending s. 400.23, F.S.; prohibiting the counting of paid feeding assistants toward compliance with minimum staffing standards; amending s. 400.461, F.S.; revising a short title; amending s. 400.462, F.S.; revising the definition of the term “home health aide”; amending s. 400.464, F.S.; requiring a licensed home health agency that authorizes a registered nurse to delegate tasks to a certified nursing assistant or a home health aide to ensure that certain requirements are met; amending s. 400.488, F.S.; authorizing an unlicensed person to assist with self-administration of certain treatments; revising the requirements for such assistance; creating s. 400.489, F.S.; authorizing home health aides to administer certain prescription medications under certain conditions; requiring such home health aides to meet certain training and competency requirements; requiring that the training, determination of competency, and annual validation of home health aides be conducted by a registered nurse or a physician; requiring home health aides to complete annual inservice training in medication administration and medication error prevention, in addition to existing annual inservice training requirements; requiring the agency, in consultation with the Board of Nursing, to establish by rule standards and procedures for medication administration by home health aides; providing requirements for such rules; creating s. 400.490, F.S.; authorizing certified nursing assistants or home health aides to perform certain tasks delegated by a registered nurse; creating s. 400.52, F.S.; creating the Excellence in Home Health Program within the agency for a specified purpose; requiring the agency to adopt rules establishing program



criteria; providing requirements for such criteria; requiring the agency to annually evaluate certain home health agencies and nurse registries; providing program designation eligibility requirements; providing that a program designation is not transferable, with an exception; providing for the expiration of awarded designations; requiring home health agencies and nurse registries to biennially renew the awarded program designation; authorizing a program designation award recipient to use the designation in advertising and marketing; specifying circumstances under which a home health agency or nurse registry may not use a program designation in advertising or marketing; providing that an application submitted under the program is not an application for licensure; providing that certain actions by the agency are not subject to certain provisions; creating s. 408.822, F.S.; defining the term "direct care worker"; requiring certain licensees to provide specified information about their employees in a survey beginning on a specified date; requiring that the survey be completed on a form adopted by the agency by rule and include a specified attestation; requiring a licensee to submit such survey as a contingency of license renewal; requiring the agency to continually analyze the results of such surveys and publish the results on the agency's website; requiring the agency to update such information monthly; creating s. 464.0156, F.S.; authorizing a registered nurse to delegate certain tasks to a certified nursing assistant or a home health aide under certain conditions; providing criteria that a registered nurse must consider in determining if a task may be delegated to a certified nursing assistant or a home health aide; authorizing a registered nurse to delegate prescription medication administration to a certified nursing assistant or a home health aide, subject to certain requirements; providing an exception for certain controlled substances; requiring the Board of Nursing, in consultation with the agency, to adopt rules; amending s. 464.018, F.S.; providing disciplinary action; creating s. 464.2035, F.S.; authorizing certified nursing assistants to administer certain prescription medications under certain conditions; requiring such certified nursing assistants to meet certain training and competency requirements; requiring the training, determination of competency, and annual validation of certified nursing assistants to be conducted by a registered nurse or a physician; requiring such certified nursing assistants to complete annual inservice training in medication administration and medication error prevention in addition to existing annual inservice training requirements; requiring the board, in consultation with the agency, to adopt by rule standards and procedures for medication administration by certified nursing assistants; creating s. 381.40185, F.S.; establishing the Physician Student Loan Repayment Program for a specified purpose; defining terms; requiring the Department of Health to establish the program; providing program eligibility requirements; providing for the award of funds from the program to repay the student loans of certain physicians; specifying circumstances under which a physician is no longer eligible to receive funds from the program; requiring the department to adopt rules; providing that implementation of the program is subject to a legislative appropriation; amending s. 464.003, F.S.; defining the term "advanced practice registered nurse - independent practitioner" (APRN-IP); creating s. 464.0123, F.S.; creating the Patient Access to Primary Care Program for a specified purpose; requiring the department to implement the program; defining terms; creating the Council on Advanced Practice Registered Nurse Independent Practice within the department; providing council membership requirements, terms, and duties; requiring the council to develop certain proposed rules; providing for the adoption of the proposed rules; authorizing the council to enter an order to refuse to register an applicant or to approve an applicant for restricted registration or conditional registration under certain circumstances; providing registration and registration renewal requirements; requiring the department to update the practitioner's profile to reflect specified information; providing limitations on the scope of practice of an APRN-IP; requiring the department to adopt specified rules related to the scope of practice for APRN-IPs; requiring APRN-IPs to report adverse incidents to the department within a specified timeframe; defining the term "adverse incident"; requiring the department to review adverse incidents and make specified determinations; providing for disciplinary action; requiring the department to adopt certain rules; providing for the reactivation of registration; providing construction; requiring the department to adopt rules; amending s. 464.015, F.S.; prohibiting unregistered persons from using the title or abbreviation of APRN-IP; amending s. 464.018, F.S.; providing additional grounds for denial of a license or disciplinary action for APRN-IPs; amending s. 381.026, F.S.; revising the definition of the term "health care provider"; amending s. 382.008, F.S.; authorizing an APRN-IP to file a certificate of death or fetal death under certain circumstances; requiring an APRN-IP to

provide certain information to a funeral director within a specified timeframe; defining the term "primary or attending practitioner"; conforming provisions to changes made by the act; amending s. 382.011, F.S.; conforming a provision to changes made by the act; amending s. 394.463, F.S.; authorizing APRN-IPs to examine patients and initiate involuntary examinations for mental illness under certain circumstances; amending s. 397.501, F.S.; prohibiting service providers from denying an individual certain services under certain circumstances; amending s. 456.053, F.S.; revising definitions; providing disciplinary action; conforming provisions to changes made by the act; amending s. 626.9707, F.S.; prohibiting an insurer from refusing to issue and deliver certain disability insurance policies that cover any medical treatment or service furnished by an advanced practice registered nurse or an APRN-IP; creating ss. 627.64025 and 627.6621, F.S.; prohibiting certain health insurance policies and certain group, blanket, or franchise health insurance policies, respectively, from requiring or incentivizing an insured to receive services from an APRN-IP in place of a primary care physician; amending s. 627.6699, F.S.; prohibiting certain health benefit plans from requiring or incentivizing an insured to receive services from an APRN-IP in place of a primary care physician; amending s. 627.736, F.S.; requiring personal injury protection insurance policies to cover a certain percentage of medical services and care provided by an APRN-IP; providing for specified reimbursement of APRN-IPs; amending s. 633.412, F.S.; authorizing an APRN-IP to medically examine an applicant for firefighter certification; creating s. 641.31075, F.S.; prohibiting certain health maintenance contracts from requiring or incentivizing a subscriber to receive services from an APRN-IP in place of a primary care physician; amending s. 641.495, F.S.; requiring certain health maintenance organization documents to disclose specified information; amending s. 744.3675, F.S.; authorizing an APRN-IP to provide the medical report of a ward in an annual guardianship plan; amending s. 766.118, F.S.; revising the definition of the term "practitioner"; amending s. 768.135, F.S.; providing immunity from liability for an APRN-IP who provides volunteer services, under certain circumstances; amending s. 960.28, F.S.; conforming a cross-reference; providing appropriations; providing effective dates.

By the Committees on Appropriations; and Health Policy; and Senator Bean—

**CS for CS for SB 1726**—A bill to be entitled An act relating to the Agency for Health Care Administration; amending s. 383.327, F.S.; requiring birth centers to report certain deaths and stillbirths to the agency; revising the frequency with which a certain report must be submitted to the agency; authorizing the agency to prescribe by rule the frequency with which such report is submitted; amending s. 395.003, F.S.; removing a requirement that specified information be listed on licenses for certain facilities; amending s. 395.1055, F.S.; requiring the agency to adopt specified rules related to ongoing quality improvement programs for certain cardiac programs; amending s. 395.602, F.S.; revising the definition of the term "rural hospital"; repealing s. 395.7015, F.S., relating to an annual assessment on health care entities; amending s. 395.7016, F.S.; conforming a provision to changes made by the act; amending s. 400.19, F.S.; revising provisions requiring the agency to conduct licensure inspections of nursing homes; requiring the agency to conduct additional licensure surveys under certain circumstances; requiring the agency to assess a specified fine for such surveys; amending s. 400.462, F.S.; revising definitions; amending s. 400.464, F.S.; revising exemptions from licensure requirements for home health agencies; amending s. 400.471, F.S.; revising provisions related to certain application requirements for home health agencies; amending s. 400.492, F.S.; revising provisions related to services provided by home health agencies during an emergency; amending s. 400.506, F.S.; revising provisions related to licensure requirements for nurse registries; amending s. 400.509, F.S.; revising provisions related to the registration of certain service providers; amending s. 400.605, F.S.; removing a requirement that the agency conduct specified inspections of certain licensees; amending s. 400.60501, F.S.; deleting an obsolete date; removing a requirement that the agency develop a specified annual report; amending s. 400.9905, F.S.; revising the definition of the term "clinic"; amending s. 400.991, F.S.; removing the option for health care clinics to file a surety bond under certain circumstances; amending s. 400.9935, F.S.; revising provisions related to the schedule of charges published and posted by certain clinics; specifying that urgent care centers are subject to such requirements; amending s. 408.033, F.S.; conforming a provision to changes made by the act; amending s. 408.05,

F.S.; requiring the agency to publish by a specified date an annual report identifying certain health care services; amending s. 408.061, F.S.; revising provisions requiring health care facilities to submit specified data to the agency; amending s. 408.0611, F.S.; removing a requirement that the agency annually report to the Governor and the Legislature by a specified date on the progress of implementation of electronic prescribing and, instead, requiring the agency to annually publish such information on its website; amending s. 408.062, F.S.; removing requirements that the agency annually report specified information to the Governor and Legislature by a specified date and, instead, requiring the agency to annually publish such information on its website; amending s. 408.063, F.S.; removing a requirement that the agency publish certain annual reports; amending s. 408.802, F.S.; conforming provisions to changes made by the act; amending s. 408.803, F.S.; conforming a definition to changes made by the act; defining the term “low-risk provider”; amending s. 408.806, F.S.; exempting certain providers from a specified inspection; amending s. 408.808, F.S.; authorizing the issuance of a provisional license to certain applicants; amending s. 408.809, F.S.; revising background screening requirements for certain licensees and providers; amending s. 408.811, F.S.; authorizing the agency to grant certain providers an exemption from a specified inspection under certain circumstances; authorizing the agency to adopt rules to grant waivers of certain inspections and allow for extended inspection periods under certain circumstances; requiring the agency to conduct unannounced licensure inspections of certain providers during a specified time period; providing that the agency may conduct regulatory compliance inspections of providers at any time; amending s. 408.820, F.S.; conforming a provision to changes made by the act; amending s. 408.821, F.S.; revising provisions requiring licensees to have a specified plan; providing requirements for the submission of such plan; amending ss. 408.831 and 408.832, F.S.; conforming provisions to changes made by the act; amending s. 408.909, F.S.; removing a requirement that the agency and the Office of Insurance Regulation evaluate a specified program; amending s. 408.9091, F.S.; deleting a requirement that the agency and office submit a specified joint annual report to the Governor and the Legislature; amending s. 409.905, F.S.; providing construction for a provision that requires the agency to discontinue its hospital retrospective review program under certain circumstances; providing legislative intent; amending s. 409.907, F.S.; requiring that a specified background screening be conducted through the agency on certain persons and entities; repealing s. 19 of chapter 2019-116, Laws of Florida, relating to the abrogation of the scheduled expiration of an amendment to s. 409.908(23), F.S., and the scheduled reversion of the text of that subsection; amending 409.908, F.S.; revising provisions related to the prospective payment methodology for certain Medicaid provider reimbursements; reenacting s. 409.908(23), relating to reimbursement of Medicaid providers for certain services; amending s. 409.913, F.S.; revising the due date for a certain annual report; deleting the requirement that certain agencies submit their annual reports jointly; providing that the agency or its contractor is entitled to recover certain costs and attorney fees related to audits, investigations, or enforcement actions conducted by the agency or its contractor; amending s. 409.920, F.S.; revising provisions related to prohibited referral practices in the Medicaid program; amending ss. 409.967 and 409.973, F.S.; revising the length of managed care plan contracts procured by the agency beginning during a specified timeframe; requiring the agency to extend the term of certain existing managed care plan contracts until a specified date; amending s. 429.11, F.S.; removing an authorization for the issuance of a provisional license to certain facilities; amending s. 429.19, F.S.; removing requirements that the agency develop and disseminate a specified list and the Department of Children and Families disseminate such list to certain providers; amending ss. 429.35 and 429.905, F.S.; revising provisions requiring a biennial inspection cycle for specified facilities; amending s. 429.929, F.S.; revising provisions requiring a biennial inspection cycle for adult day care centers; amending ss. 627.6387, 627.6648, and 641.31076, F.S.; revising the definition of the term “shoppable health care service”; revising the duties of certain health insurers and health maintenance organizations; repealing part I of ch. 483, F.S., relating to the Florida Multiphasic Health Testing Center Law; redesignating parts II and III of ch. 483, F.S., as parts I and II, respectively; amending ss. 20.43, 381.0034, 456.001, 456.057, 456.076, and 456.47, F.S.; conforming cross-references; providing effective dates.

By the Committees on Appropriations; Banking and Insurance; and Innovation, Industry, and Technology; and Senators Hutson and Harrell—

**CS for CS for CS for SB 1870**—A bill to be entitled An act relating to technology innovation; amending s. 20.22, F.S.; establishing the Florida Digital Service and the Division of Telecommunications within the Department of Management Services; abolishing the Division of State Technology within the department; amending s. 110.205, F.S.; exempting the state chief data officer and the state chief information security officer within the Florida Digital Service from the Career Service System; providing for the salary and benefits of such positions to be set by the department; amending s. 282.0041, F.S.; defining terms; revising the definition of the term “open data”; amending s. 282.0051, F.S.; revising information technology-related powers, duties, and functions of the department acting through the Florida Digital Service; specifying the designation of the state chief information officer and the state chief data officer; specifying qualifications for such positions; specifying requirements, contingent upon legislative appropriation, for the department; authorizing the department to develop a certain process; prohibiting the department from retrieving or disclosing any data without a certain shared-data agreement in place; specifying rulemaking authority for the department; amending s. 282.00515, F.S.; requiring the Department of Legal Affairs, the Department of Financial Services, or the Department of Agriculture and Consumer Services to notify the Governor and the Legislature and provide a certain justification and explanation if such agency adopts alternative standards to certain enterprise architecture standards; providing construction; prohibiting the department from retrieving or disclosing any data without a certain shared-data agreement in place; conforming a cross-reference; amending ss. 282.318, 287.0591, 365.171, 365.172, 365.173, and 943.0415, F.S.; conforming provisions to changes made by the act; creating s. 559.952, F.S.; providing a short title; creating the Financial Technology Sandbox within the Office of Financial Regulation; defining terms; requiring the office, if certain conditions are met, to grant a license to a Financial Technology Sandbox applicant, grant exceptions to specified provisions of general law relating to consumer finance loans and money services businesses, and grant waivers of certain rules; authorizing a substantially affected person to seek a declaratory statement before applying to the Financial Technology Sandbox; specifying application requirements and procedures; specifying requirements and procedures for the office in reviewing and approving or denying applications; providing requirements for the office in specifying the number of the consumers authorized to receive an innovative financial product or service; specifying authorized actions of, limitations on, and requirements for licensees operating in the Financial Technology Sandbox; requiring licensees to make a specified disclosure to consumers; authorizing the office to enter into certain agreements with other regulatory agencies; authorizing the office to examine licensee records; authorizing a licensee to apply for one extension of an initial sandbox period for a certain timeframe; specifying requirements and procedures for applying for an extension; specifying requirements and procedures for, and authorized actions of, licensees when concluding a sandbox period or extension; requiring licensees to submit certain reports to the office at specified intervals; providing construction; specifying the liability of a licensee; authorizing the office to take certain disciplinary actions against a licensee under certain circumstances; providing construction relating to service of process; specifying the rulemaking authority of the Financial Services Commission; providing the office authority to issue orders and enforce the orders; providing an appropriation; providing that specified provisions of the act are contingent upon passage of other provisions addressing public records; providing effective dates.

## REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committees on Appropriations; and Infrastructure and Security; and Senators Bean and Harrell—

**CS for CS for SB 412**—A bill to be entitled An act relating to license plates; amending s. 320.06, F.S.; providing an exception to a design requirement for dealer license plates; amending s. 320.0657, F.S.; providing an exception to a design requirement for fleet license plates; authorizing fleet companies to purchase specialty license plates in lieu of standard fleet license plates; requiring fleet companies to be re-

sponsible for certain costs; amending s. 320.08, F.S.; authorizing dealer companies to purchase specialty license plates in lieu of standard dealer license plates; requiring dealer companies to be responsible for certain costs; amending s. 320.08053, F.S.; revising requirements for presale and issuance of specialty license plates; amending s. 320.08056, F.S.; allowing the Department of Highway Safety and Motor Vehicles to authorize dealer and fleet specialty license plates; authorizing a dealer or fleet company to purchase specialty license plates under certain circumstances; providing requirements for such plates; making technical changes; deleting fees relating to the American Red Cross, Donate Organs-Pass It On, St. Johns River, and Hispanic Achievers license plates to conform to changes made by the act; providing additional procedures and requirements for discontinuing issuance of a specialty license plate; conforming cross-references; prohibiting use fees received by any entity from being used for certain purposes; requiring certain organizations to establish endowments based in this state for providing scholarships to Florida residents and to provide documentation of consent to use certain images; revising, as of a specified date, the criteria, procedures, and exceptions under which the department is required to discontinue the issuance of an approved specialty license plate; amending s. 320.08058, F.S.; revising the design of the Special Olympics Florida license plate; revising the distribution of fees collected from the sale of such plates; deleting provisions requiring the department to develop the American Red Cross license plate; revising the authorized use of proceeds from the sale of the Live the Dream license plate; deleting provisions requiring the department to develop the Donate Organs-Pass It On license plate; revising the authorized use of proceeds from the sale of the In God We Trust license plate; deleting provisions requiring the department to develop the St. Johns River and the Hispanic Achievers license plates; revising the authorized use of proceeds from the sale of the Fallen Law Enforcement Officers license plate; requiring the department to develop certain specialty license plates; providing for distribution and use of fees collected from the sale of such plates; amending s. 320.08062, F.S.; directing the department to audit certain organizations that receive funds from the sale of specialty license plates; amending s. 320.08068, F.S.; requiring distribution of a specified percentage of motorcycle specialty license plate annual use fees to Preserve Vision Florida, Inc.; creating s. 320.0875, F.S.; providing for a special motorcycle license plate to be issued to a recipient of the Purple Heart under certain circumstances; providing requirements for the plate; authorizing a certain design for the plate; amending s. 320.089, F.S.; providing for a special license plate to be issued to a recipient of the Bronze Star; providing for distribution of certain annual use fees withheld by the department; providing contingent effective dates.

—was placed on the Calendar.

## 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 State Affairs Committee and Representative(s) Grant, J.—

**CS for HB 1**—A bill to be entitled An act relating to dues and uniform assessments; amending s. 447.301, F.S.; requiring specified information be provided in an employee organization authorization form; prohibiting certain information on a revocation form; amending s. 447.303, F.S.; revising when certain deductions commence; providing for the termination of the authorization for the deduction of dues upon a specified period or event; reenacting s. 110.114(3), F.S., relating to employee wage deductions, to incorporate the amendments made by the act; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community 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 7, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Judiciary Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Fine, Beltran, Roach, Sabatini—

**CS for CS for HB 7**—A bill to be entitled An act relating to legal notices; amending s. 50.011, F.S.; providing for the publication of legal notices on certain publicly accessible websites; 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 under certain circumstances; providing criteria for website publication; authorizing 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 certain residents and property owners relating to alternative methods of receiving legal notices; authorizing a governmental agency to publish certain public notices and advertisements on its governmental access channels; providing a requirement for public bid advertisements made by governmental agencies on publicly accessible websites; amending s. 50.041, F.S.; removing provisions relating to the publication of legal notices in newspapers; amending s. 50.051, F.S.; revising a form for affidavits of publication; amending s. 50.0711, F.S.; revising provisions relating to the use of court docket funds; amending s. 83.806, F.S.; providing that an 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, 190.046, 194.037, 197.402, 200.065, 338.223, 348.0308, 348.635, 348.7605, 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; 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 89 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Health & Human Services Committee and Representative(s) Stark, Eskamani, Geller, Gottlieb, Mercado, Polo, Polsky, Silvers, Slosberg, Stone, Webb—

**CS for HB 89**—A bill to be entitled An act relating to adoption records; amending s. 63.162, F.S.; providing that the name and identity of a birth parent, an adoptive parent, and an adoptee may be disclosed from adoption records without a court order under certain circumstances; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 223 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Ways & Means Committee and Representative(s) Buchanan—

**CS for HB 223**—A bill to be entitled An act relating to homestead exemptions; amending s. 193.155, F.S.; providing exceptions to the de-

definition of the term "change of ownership" for purposes of a certain homestead assessment limitation; amending s. 196.031, F.S.; providing that a person or family unit receiving or claiming the benefit of certain ad valorem tax exemptions or tax credits in another state is not entitled to the homestead exemption in this state unless the person or family unit demonstrates to the property appraiser that certain conditions have been met; providing for construction and retroactive applicability; amending s. 196.121, F.S.; providing that homestead exemption forms prescribed by the Department of Revenue may include taxpayer information relating to ad valorem tax exemptions or tax credits in another state; providing applicability; providing an effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Appropriations.

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 283, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Commerce Committee, Civil Justice Subcommittee, Business & Professions Subcommittee and Representative(s) Toledo, Antone, Diczglie, Killebrew, McClain, Sabatini—

**CS for CS for CS for HB 283**—A bill to be entitled An act relating to liens and bonds; amending s. 255.05, F.S.; requiring that a copy of a notice of nonpayment be served on the surety; prohibiting a person from requiring a claimant to furnish a certain waiver in exchange for or to induce certain payments; providing that specified provisions in certain waivers are unenforceable; providing an exception; revising the process for notarizing a notice of nonpayment; requiring service of documents to be made in a specified manner; amending s. 337.18, F.S.; providing that certain waivers apply to certain contracts; requiring service of documents to be made in a specified manner; amending s. 713.01, F.S.; revising definitions; amending s. 713.09, F.S.; authorizing a lienor to record one claim of lien for multiple direct contracts; amending s. 713.10, F.S.; revising the extent of certain liens; amending s. 713.13, F.S.; revising information to be included in a notice of commencement; revising the process for notarizing a notice of commencement; amending s. 713.132, F.S.; revising requirements for a notice of termination; amending s. 713.18, F.S.; requiring service of documents relating to construction bonds to be made in a specified manner; making technical changes; amending ss. 713.20 and 713.235, F.S.; prohibiting a person from requiring a lienor to furnish a certain waiver or release in exchange for or to induce certain payments; providing that specified provisions in certain waivers or releases are unenforceable; providing an exception; amending s. 713.23, F.S.; requiring that a copy of a notice of nonpayment be served on the surety; revising the process for notarizing a notice of nonpayment under a payment bond; amending s. 713.29, F.S.; authorizing attorney fees in actions to enforce a lien that has been transferred to security; providing an effective date.

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

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 343 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Commerce Committee, Business & Professions Subcommittee and Representative(s) Fetterhoff—

**CS for CS for HB 343**—A bill to be entitled An act relating to recreational vehicle industries; amending s. 513.012, F.S.; revising legislative intent; amending s. 513.02, F.S.; providing a timeframe for the application of a permit; amending s. 513.051, F.S.; preempting to the Department of Health the regulatory authority for permitting standards; amending s. 513.112, F.S.; providing that evidence of a certain length of stay in a guest register creates a rebuttable presumption that

a guest is transient; amending s. 513.1115, F.S.; providing standards for a damaged or destroyed recreational vehicle park to be rebuilt under certain circumstances; superseding certain ordinances or regulations; amending s. 513.115, F.S.; specifying when certain property becomes abandoned; providing for disposition of such property; amending s. 513.118, F.S.; authorizing a park operator to refuse access to the premises and to eject transient guests or visitors based on specified conduct; providing that a person who refuses to leave the park premises commits the offense of trespass; providing immunity from liability for certain law enforcement officers; providing an exception; providing for removal of property; amending s. 513.13, F.S.; providing for ejection from a recreational vehicle park and specifying grounds and requirements therefor; providing for removal of property; amending s. 527.01, F.S.; defining the term "recreational vehicle"; amending s. 527.0201, F.S.; requiring the Department of Agriculture and Consumer Services to adopt rules specifying requirements for agents to administer certain competency examinations and establishing a competency examination for a license to engage in activities solely related to the service and repair of recreational vehicles; authorizing certain qualifiers and master qualifiers to engage in activities solely related to the service and repair of recreational vehicles; requiring verifiable LP gas experience or professional certification by an LP gas manufacturer in order to apply for certification as a master qualifier; providing an effective date.

—was referred to the Committees on Infrastructure and Security; Innovation, Industry, and Technology; and Rules.

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 387, as amended, by the required constitutional two-thirds vote of the membership and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Transportation & Infrastructure Subcommittee and Representative(s) Hogan Johnson, Jenne, Killebrew, Sabatini—

**CS for HB 387**—A bill to be entitled An act relating to license plate fees; amending s. 320.08056, F.S.; providing for collection of a uniform annual use fee for a specialty license plate unless otherwise specified; providing an effective date.

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

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 707 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Health & Human Services Committee and Representative(s) Renner—

**CS for HB 707**—A bill to be entitled An act relating to legislative review of occupational regulations; creating s. 11.65, F.S.; providing definitions; establishing a schedule for the systematic review of occupational regulatory programs; authorizing the Legislature to take certain actions before the scheduled repeal of an occupational regulatory program; providing that amending or transferring Florida Statutes does not affect a scheduled repeal; providing for the abolition of units or subunits of government and personnel positions responsible for repealed programs; providing for the reversion of certain unexpended funds and the refund of certain unencumbered revenue of a repealed program; providing for cause of action by or against specified units of government under certain circumstances; providing for certain actions for acts committed before a certain time; preempting the regulation of an occupation to the state if such occupation's regulatory program has been repealed through this act; providing a schedule of repeal for occupational regulatory programs; providing effective dates.

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

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 711 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Appropriations Committee and Representative(s) Burton, Sabatini—

**CS for HB 711**—A bill to be entitled An act relating to hospital, hospital system, or provider organization transactions; creating s. 542.275, F.S.; providing definitions; requiring certain entities to submit written notice of a specified filing to the Office of the Attorney General relating to certain hospital, hospital system, or provider organization mergers, acquisitions, and other transactions within a specified time-frame; requiring that such entities submit written notice of a material change to the office within a specified period; providing requirements for such notice; authorizing the office to request additional information or issue a civil investigative demand; requiring the office to submit a biennial report to the Legislature by a specified date; providing a civil penalty; providing that such penalty be deposited into a specified trust fund; authorizing the office to engage the services of certain persons to fulfill its duties; authorizing positions and providing appropriations; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 717 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Commerce Committee and Representative(s) Sirois—

**CS for HB 717**—A bill to be entitled An act relating to Space Florida financing; amending s. 331.302, F.S.; specifying bonding provisions to which Space Florida is subject; amending s. 331.303, F.S.; revising the definition of the term "bonds"; amending s. 331.305, F.S.; revising powers of Space Florida; deleting provisions regarding presentation of bond proposals to, and approval of bond issuance by, the Governor and Cabinet; amending s. 331.331, F.S.; revising provisions relating to securing the issuance of revenue bonds; repealing s. 331.334, F.S., relating to pledging assessments and other revenues and properties as additional security on bonds; repealing s. 331.336, F.S., relating to issuance of bond anticipation notes; repealing s. 331.337, F.S., relating to short-term borrowing; amending s. 331.335, F.S.; revising provisions relating to lien of pledges; amending s. 331.340, F.S.; revising bond maturity date requirements; amending s. 331.346, F.S.; authorizing Space Florida to validate bonds pursuant to certain provisions; providing an effective date.

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

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 737 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Daniels, Jacquet, Bush, Drake, Hogan Johnson, Roth, Yarborough—

**HB 737**—A bill to be entitled An act relating to moments of silence in public schools; amending s. 1003.45, F.S.; providing legislative findings; requiring public school principals to require certain teachers to set aside time for a moment of silence at the beginning of each school day; specifying the duration of the required moment of silence; prohibiting

teachers from making specified suggestions; deleting a provision authorizing district school boards to provide a brief period of silent prayer or meditation; requiring certain teachers to encourage parents to discuss the moment of silence with their children and to make suggestions as to the best use of this time; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 757 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

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

**CS for HB 757**—A bill to be entitled An act relating to cultural affairs; amending s. 20.10, F.S.; renaming the Division of Cultural Affairs as the Division of Arts and Culture; amending s. 15.18, F.S.; providing that the Secretary of State shall be known as "Florida's Chief Arts and Culture Officer"; amending ss. 265.283, 265.284, 265.2865, 265.603, 265.701, 265.7025, 265.704, and 468.401, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 763 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Health & Human Services Committee, Health Market Reform Subcommittee and Representative(s) Grant, M.—

**CS for CS for HB 763**—A bill to be entitled An act relating to patient safety culture surveys; amending s. 395.1012, F.S.; requiring licensed facilities to biennially conduct an anonymous patient safety culture survey using an applicable federal publication; authorizing facilities to contract for the administration of such survey; requiring facilities to biennially submit patient safety culture survey data to the Agency for Health Care Administration; authorizing facilities to develop an internal action plan for a specified purpose and submit such plan to the agency; amending s. 395.1055, F.S.; conforming a cross-reference; amending s. 408.05, F.S.; requiring the agency to collect, compile, and publish patient safety culture survey data submitted by facilities; amending s. 408.061, F.S.; revising requirements for the submission of health care data to the agency; providing appropriations; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 799 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Gregory—

**HB 799**—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 801 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

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

**CS for HB 801**—A bill to be entitled An act relating to public records; 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 secrets 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.

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 825 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Health Quality Subcommittee and Representative(s) Fernandez-Barquin—

**CS for HB 825**—A bill to be entitled An act relating to administration of vaccines; amending s. 465.189, F.S.; revising the recommended immunizations or vaccines a pharmacist, or a registered intern under certain conditions, may administer; authorizing a certified pharmacist to administer the influenza vaccine to specified individuals; providing an effective date.

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

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 851 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By State Affairs Committee and Representative(s) Altman—

**CS for HB 851**—A bill to be entitled An act relating to community development district bond financing; amending s. 190.016, F.S.; requiring resolutions to authorize specified bonds by district boards to be adopted by a two-thirds vote after certain conditions are met; providing an effective date.

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

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 853 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Buchanan, Hogan Johnson, Zika—

**HB 853**—A bill to be entitled An act relating to state park fee waivers and discounts; amending s. 258.0142, F.S.; requiring the Division of Recreation and Parks within the Department of Environmental Protection to provide a specified waiver and discount for state park fees to

persons, corporations, or agencies that operate group homes and to relatives and nonrelatives who provide out-of-home care; making technical changes; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 867 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Commerce Committee, Business & Professions Subcommittee and Representative(s) Stevenson—

**CS for CS for HB 867**—A bill to be entitled An act relating to public accountancy; amending s. 212.055, F.S.; authorizing a vendor to complete a performance audit of the program associated with a proposed surtax; revising the definition of the term "performance audit"; amending s. 473.308, F.S.; requiring certain applicants to not be licensed in any state or territory in order to be licensed by endorsement; amending s. 473.311, F.S.; providing license renewal requirements for nonresident licensees; amending s. 473.312, F.S.; requiring that a majority of the hours required for continuing education include specific content; amending s. 473.313, F.S.; authorizing certain Florida certified public accountants to apply to the Department of Business and Professional Regulation to have their license placed in a retired status; providing requirements for such conversion; providing requirements and prohibitions for retired licensees; authorizing retired licensees to use a specified title under certain circumstances; providing that retired licensees are not required to maintain continuing education requirements; authorizing retired licensees to reactivate their licenses if certain conditions are met; defining the term "retired licensee"; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Commerce and Tourism; and Rules.

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 901 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Higher Education & Career Readiness Subcommittee and Representative(s) Ponder, Hogan Johnson—

**CS for HB 901**—A bill to be entitled An act relating to vocational rehabilitation services; amending s. 413.20, F.S.; providing a definition; amending s. 413.207, F.S.; revising information that the Division of Vocational Rehabilitation must include in its annual performance report to the Governor and the Legislature; amending s. 413.23, F.S.; requiring the division to provide preemployment transition services to certain potentially eligible persons; amending s. 413.30, F.S.; removing provisions relating to trial work evaluation requirements; requiring the division to assess the service needs of eligible individuals within a specified period; providing for an extension of such assessment under certain circumstances; creating s. 413.301, F.S.; requiring preemployment transition services be provided to certain individuals with disabilities under certain conditions; requiring that the division provide such services within a reasonable period of time under certain circumstances; requiring the division to work with qualified providers to provide such services under certain circumstances; amending s. 413.405, F.S.; revising the composition of the Florida Rehabilitation Council; revising the responsibilities of the Florida Rehabilitation Council to conform to changes made by the act; amending s. 413.41, F.S.; requiring the division to enter into a formal interagency agreement with the state education agency for certain purposes; requiring that such agreement meet specified requirements; requiring the division to work with local educational agencies to provide specified services and arrange for referrals; amending s. 413.615, F.S.; revising definitions and legislative intent; revising provisions relating to revenue for the endowment fund



of the Florida Endowment for Vocational Rehabilitation; revising provisions relating to the board of directors of the Florida Endowment Foundation; revising provisions relating to administrative costs for the administration of the foundation; amending s. 1003.5716, F.S.; requiring that a student's individual education plan contain a statement regarding preemployment transition services; providing an effective date.

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

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 955 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Shoaf, Sabatini—

**HB 955**—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 notify a patient in writing upon referring the patient to certain providers; providing requirements for such notice; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 991 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Commerce Committee, Government Operations & Technology Appropriations Subcommittee and Representative(s) Robinson, Sabatini—

**CS for CS for HB 991**—A bill to be entitled An act relating to lottery games; amending s. 24.105, F.S.; prohibiting an electronic device from being used by a player to play any lottery game; prohibiting the department from authorizing the operation of a specified lottery game; amending s. 24.107, F.S.; requiring the Department of the Lottery to include a specified warning in all advertisements and promotions of lottery games; providing exceptions; providing requirements for such warning; amending s. 24.111, F.S.; requiring all contracts between the department and a vendor to include a provision that requires the vendor to place or print a specified warning on all lottery tickets; providing an exception; providing requirements for such warning; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Governmental Oversight and Accountability; and Appropriations.

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1103 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

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

**CS for CS for HB 1103**—A bill to be entitled An act relating to electronic prescribing; amending s. 456.42, F.S.; requiring all prescriptions for medicinal drugs to be telephonically transmitted or electronically generated and transmitted to the pharmacist filling the prescription; providing exceptions; deleting a requirement that a health care practitioner may only electronically transmit prescriptions for

certain drugs; prohibiting electronic prescribing from interfering with a patient's freedom to choose a pharmacy; providing definitions; authorizing electronic prescribing software to display information regarding a payor's formulary under certain circumstances; providing rulemaking authority; repealing s. 456.43, F.S., relating to electronic prescribing for medicinal drugs; amending ss. 458.347 and 459.022, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 1135, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Grant, J.—

**HB 1135**—A bill to be entitled An act relating to license plates; amending s. 320.06, F.S.; authorizing election of a permanent registration period for certain vehicles if certain conditions are met; providing an exception to the design of dealer license plates; requiring the Department of Highway Safety and Motor Vehicles to conduct a pilot program regarding digital license plates; amending s. 320.0657, F.S.; providing an exception to the design of fleet license plates; authorizing fleet companies to purchase specialty license plates in lieu of standard fleet license plates; requiring fleet companies to be responsible for certain costs; amending s. 320.08, F.S.; authorizing dealers to purchase specialty license plates in lieu of standard dealer license plates; requiring dealers to be responsible for certain costs; amending s. 320.08053, F.S.; revising presale requirements for issuance of a specialty license plate; amending s. 320.08056, F.S.; allowing the department to authorize dealer and fleet specialty license plates; providing requirements for such plates; deleting provisions relating to annual use fees for certain specialty license plates; revising provisions for discontinuing issuance of a specialty license plate; revising provisions relating to expenditure of annual use fees and interest earned therefrom; prohibiting annual use fees received by any entity from being used for certain purposes; requiring the department, in cooperation with independent colleges and universities, to create a standard template specialty license plate for each independent college or university for use in lieu of certain specialty license plates; providing for distribution and use of annual use fees collected from the sale of the plates; providing requirements for meeting the license plate sales threshold and determining the license plate limit; requiring standard template specialty license plates to be ordered from the department; requiring certain organizations to establish endowments based in this state for providing scholarships to Florida residents and to provide documentation of consent to use certain images; providing requirements for issuance of presale vouchers for out-of-state college or university license plates; amending s. 320.08058, F.S.; revising the design of and distribution of proceeds from the Special Olympics Florida specialty license plate; deleting certain specialty license plates; revising the distribution of annual use fees for certain specialty license plates; directing the department to develop certain specialty license plates; providing for distribution and use of fees collected from the sale of the plates; amending s. 320.08062, F.S.; directing the department to audit certain organizations that receive funds from the sale of specialty license plates; amending s. 320.08068, F.S.; requiring distribution of a specified percentage of motorcycle specialty license plate annual use fees to Preserve Vision Florida; amending s. 320.0807, F.S.; deleting provisions relating to special license plates for certain federal and state legislators; creating s. 320.0875, F.S.; providing for a special motorcycle license plate to be issued to a recipient of the Purple Heart; providing requirements for the plate; amending s. 320.089, F.S.; providing for a special license plate to be issued to a recipient of the Bronze Star; providing for the design and issuance of special veteran's motorcycle license plates; amending s. 320.0891, F.S.; revising eligibility requirements for the U.S. Paratroopers license plate; amending s. 320.0894, F.S.; revising requirements for eligibility for and issuance of the Gold Star license plate; providing contingent 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 HB 1147 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Payne, Beltran, Sabatini—

**HB 1147**—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.; defining the term "legal representative"; 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; providing exceptions; 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 Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 1149 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) DiCeglie, Buchanan—

**HB 1149**—A bill to be entitled An act relating to local government fiscal transparency; amending s. 11.40, F.S.; expanding the scope of the Legislative Auditing Committee review to include compliance with local government fiscal transparency requirements; amending s. 11.45, F.S.; providing procedures for the Auditor General and local governments to comply with the local government fiscal transparency requirements; amending ss. 125.045 and 166.021, F.S.; revising reporting requirements for certain local government economic development incentives; transferring and renumbering s. 218.80, F.S., relating to the Public Bid Disclosure Act; creating part VIII of ch. 218, F.S., consisting of ss. 218.801, 218.803, 218.805, 218.81, 218.82, 218.83, 218.84, 218.88, and 218.89, F.S.; providing a short title, purpose, and definitions; requiring local governments to post certain voting record information on their websites; requiring such websites to provide links to related websites; requiring such websites and the information on such websites to comply with certain federal laws; requiring property appraisers and local governments to post certain property tax information and history on their websites; requiring local governments to post certain property tax information and history on their websites; requiring public notices for public hearings and meetings before certain tax increases or the issuance of new tax-supported debt; specifying noticing and advertising requirements for such public hearings and meetings; requiring local governments to conduct certain debt affordability analyses under specified conditions; requiring audits of local governments to include affidavits signed by the chair of the local government governing board;

requiring specified information to accompany audits of local governments and to be filed with the Auditor General; providing a method for local governments that do not operate a website to post certain required information; amending ss. 215.97 and 218.32, F.S.; conforming cross-references; declaring that the act fulfills an important state interest; providing an effective date.

—was referred to the Committees on Community Affairs; Commerce and Tourism; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 1155 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Hage—

**HB 1155**—A bill to be entitled An act relating to legislative review of proposed regulation of unregulated functions; amending s. 11.62, F.S.; defining terms; providing that certain requirements must be met before the adoption of a regulation of an unregulated profession or occupation or the substantial expansion of regulation of a regulated profession or occupation; requiring the proponents of legislation that proposes such regulation to provide certain information to the state agency proposed to have jurisdiction over the regulation and the Legislature by a certain date; requiring such state agency to provide certain information to the Legislature within a certain time period; providing an exception; revising information that a legislative committee must consider when determining whether a regulation is justified; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; 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 1169 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Business & Professions Subcommittee and Representative(s) McClure—

**CS for HB 1169**—A bill to be entitled An act relating to specialty contracting; amending s. 489.117, F.S.; authorizing the performance of certain specialty contracting for commercial and residential swimming pools, hot tubs, and spas by certain persons under the supervision of specified licensed contractors; providing that such supervision does not require a direct contract between specified persons or for a person to be an employee of a specified contractor; providing applicability; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; 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 1179 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Health Market Reform Subcommittee and Representative(s) Fischer, Eskamani—

**CS for HB 1179**—A bill to be entitled An act relating to non-discrimination in organ transplants; creating s. 765.523, F.S.; providing definitions; prohibiting certain entities from making certain determinations or engaging in certain actions related to organ transplants solely on the basis of an individual's disability; specifying an instance where certain entities may consider an individual's disability, with an exception; requiring certain entities to make reasonable modifications in their policies, practices, and procedures under certain circumstances, with an exception; providing criteria for such modifications; requiring certain entities to take certain necessary steps to ensure an individual

with a disability is not denied services, with exceptions; providing a cause of action for injunctive and other relief; providing construction; creating ss. 627.64197, 627.65736, and 641.31075, F.S.; prohibiting insurers, nonprofit health care service plans, and health maintenance organizations that provide coverage for organ transplants from denying coverage solely on the basis of an individual's disability under certain circumstances; providing construction; defining the term "organ transplant"; providing an effective date.

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

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1185 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Public Integrity & Ethics Committee and Representative(s) Brannan—

**CS for HB 1185**—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.

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1205 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

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

**CS for HB 1205**—A bill to be entitled An act relating to price transparency in health care services; 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 payment for a covered service that exceeds a certain amount; amending s. 627.6699, F.S.; requiring health benefit plans covering small employers to comply with specified restrictions; creating s. 641.516, F.S.; providing applicability; prohibiting limitations on price transparency with patients in contracts between health maintenance organizations and health care providers; prohibiting a health maintenance organization from requiring a subscriber to make a payment for a covered service that exceeds a certain amount; providing an effective date.

—was referred to the Committee on Rules.

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 1217 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Beltran, Ausley, Eskamani, Sabatini, Sirois, Smith, D., Stone, Yarborough—

**HB 1217**—A bill to be entitled An act relating to surrendered newborn infants; amending s. 383.50, F.S.; revising the definition of the term "newborn infant"; defining the term "newborn safety device"; authorizing hospitals, emergency medical services stations, and fire stations to use newborn safety devices to accept surrendered newborn infants under certain circumstances; requiring such hospital, emergency medical services station, or fire station to visually check and test the device within specified timeframes; conforming provisions to changes made by the act; providing additional locations under which the prohibition on the initiation of criminal investigations based solely on the surrendering of a newborn infant applies; amending s. 63.0423, F.S.; conforming a cross-reference; providing an effective date.

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

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 1273 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Representative(s) Buchanan—

**HB 1273**—A bill to be entitled An act relating to dentistry and dental hygiene; amending ss. 466.006 and 466.007, F.S.; authorizing the use of certain examinations produced by the Western Regional Examining Board to measure an applicant's ability to practice the profession of dentistry or dental hygiene; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1275, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Agriculture & Natural Resources Appropriations Subcommittee and Representative(s) Pritchett, Davis—

**CS for HB 1275**—A bill to be entitled An act relating to amusement rides; amending s. 616.242, F.S.; requiring amusement ride managers to meet certain requirements; defining and redefining terms; revising standards for rules adopted by the Department of Agriculture and

Consumer Services relating to amusement rides; revising provisions for permanent amusement ride annual permits; providing for temporary amusement ride permits; revising provisions for nondestructive testing and department testing of amusement rides; removing the exemption from safety standards for certain museums and institutions; providing exemptions from provisions relating to permits, testing, inspections, and fees for certain museums, institutions, specific ride types, and facilities; authorizing the department to establish exemptions from safety standards for specific rides and types of rides; revising inspection standards for amusement rides; directing the department to prescribe by rule specified signage to be posted at amusement ride events; revising requirements for compliance certifications after major modifications to amusement rides; revising requirements for amusement ride inspections by owners and managers; providing procedures for the introduction and examination of witnesses and evidence in examinations and investigations conducted by the department; revising civil penalties; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1323, as amended, and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Aloupis, Driskell, Duran, Tomkow—

**CS for HB 1323**—A bill to be entitled An act relating to economic self-sufficiency; requiring the Department of Children and Families to contract for an evaluation of the effectiveness of certain programs; creating an interagency working group for specified purposes; providing membership and duties of the working group; providing requirements for specified evaluations; requiring a report be submitted to specified entities by a certain date; providing for future expiration; providing an effective date.

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

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HJR 1325 by the required constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Representative(s) Aloupis—

**HJR 1325**—A joint resolution proposing the repeal of Section 7 of Article VI of the State Constitution, relating to public financing of campaigns of candidates for elective statewide office who agree to campaign spending limits.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules.

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 1327 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Representative(s) Aloupis—

**HB 1327**—A bill to be entitled An act relating to campaign finance; repealing ss. 106.30, 106.31, 106.32, 106.33, 106.34, 106.35, 106.353, 106.355, and 106.36, F.S., relating to the Florida Election Campaign Financing Act; deleting provisions governing the public funding of

campaigns for candidates for statewide office who agree to certain expenditure limits; amending ss. 106.021, 106.141, 106.22, and 328.72, F.S.; conforming cross-references and provisions to changes made by the act; providing a contingent effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules.

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 1375, as amended, and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

By Representative(s) Drake—

**HB 1375**—A bill to be entitled An act relating to Holmes, Jackson, and Washington Counties; amending ch. 69-534, Laws of Florida; authorizing a Board of Directors to govern the authority; providing for terms of office and appointment of members to the board; providing and revising organizational meeting dates; providing for quorum and voting; revising certain officer positions of the authority; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1439 and requests the concurrence of the Senate.

*Jeff Takacs*, Clerk

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

**CS for CS for HB 1439**—A bill to be entitled An act relating to bank property of deceased account holders; amending s. 655.059, F.S.; specifying that a financial institution is not prohibited from disclosing specified information and providing copies of specified affidavits to certain persons relating to deceased account holders; creating s. 735.303, F.S.; providing definitions; authorizing a financial institution to pay funds on deposit in certain accounts to a specified family member of a decedent without any court proceeding, order, or judgment under certain circumstances; requiring the family member to provide the financial institution a certified copy of the decedent's death certificate and a specified affidavit in order to receive the funds; providing an affidavit form that the family member may use; providing that the financial institution has no duty to make certain determinations; specifying that a person does not have a right or cause of action against a financial institution for taking certain actions or for failing to take certain actions; providing liability for the family member who withdraws funds; requiring a financial institution to maintain a copy or image of the affidavit for a specified time; authorizing the financial institution to provide copies of the affidavit to certain persons; providing penalties; creating s. 735.304, F.S.; providing that specified types of personal property are not subject to probate administration or formal proceedings under certain circumstances; providing that specified persons may request distribution of a decedent's assets by affidavit through an informal application under certain circumstances; providing requirements for such affidavits; requiring certain actions relating to the decedent's creditors; providing requirements for service of the affidavit on specified persons; authorizing the court to approve the payment, transfer, disposition, delivery, or assignment of personal property under certain circumstances; providing discharge from liability for certain individuals and entities under certain circumstances; providing certain bona fide purchasers protection from specified claims of creditors and from rights of spouses, beneficiaries, and heirs of decedents; providing for liability against certain personal property for a specified time; authorizing specified creditors to enforce claims and to be awarded costs under certain circumstances; providing liability of recipients of the decedent's personal property under certain circumstances; providing a

limitation on liability of the decedent's estate and recipients of the estate under certain circumstances; providing an exception; authorizing specified heirs or devisees of a decedent to enforce all rights in proceedings under certain circumstances; providing for the award of costs and reasonable attorney fees under certain circumstances; providing an effective date.

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

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6059 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Health Care Appropriations Subcommittee and Representative(s) Fitzenhagen, Sabatini—

**CS for HB 6059**—A bill to be entitled An act relating to specialty hospitals; amending s. 395.003, F.S.; removing provisions relating to the prohibition of licensure for certain hospitals that serve specific populations; authorizing positions and providing appropriations; providing an effective date.

—was referred to the Committee on Appropriations.

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7015 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

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

**HB 7015**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.071, F.S., which provides an exemption from public records requirements for body camera recordings obtained by law enforcement officers under certain circumstances; making editorial changes; 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.

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7025 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Children, Families & Seniors Subcommittee and Representative(s) Fetterhoff—

**HB 7025**—A bill to be entitled An act relating to guardianship; amending s. 744.2001, F.S.; deleting the requirement that the executive director of the Office of Public and Professional Guardians be a member of The Florida Bar; requiring the executive director to offer and make certain education courses available online; requiring the executive director to produce and make available information about alternatives to and types of guardianship for dissemination by certain entities; deleting obsolete language; amending s. 744.2003, F.S.; revising continuing education requirements for guardians; requiring professional guardians to submit to and maintain with the office specified information; amending s. 744.2004, F.S.; deleting obsolete language; revising the office's disciplinary procedures; requiring the office to notify parties to the complaint of certain information within specified timeframes; amending s. 744.3145, F.S.; authorizing guardians to satisfy certain education requirements through courses offered by the office; removing

the court's ability to waive education requirements for guardians; amending s. 744.368, F.S.; requiring the clerks of court to notify the office of any sanctions imposed on professional guardians, within a specified timeframe; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7039 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

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

**CS for HB 7039**—A bill to be entitled An act relating to the repeal of advisory bodies and programs; repealing chapters 2003-287 and 2006-43, Laws of Florida, relating to the membership, powers, and duties of the Citrus/Hernando Waterways Restoration Council; amending s. 215.5586, F.S.; deleting the advisory council for the My Safe Florida Home Program; amending s. 267.0731, F.S.; removing the ad hoc committee that nominates persons for designation as Great Floridian; amending s. 288.1251, F.S.; conforming a provision to changes made by the act; repealing s. 288.1252, F.S., relating to the Florida Film and Entertainment Advisory Council; amending s. 288.1254, F.S.; conforming a provision to changes made by the act; amending s. 373.4597, F.S.; deleting references to the Geneva Freshwater Lens Task Force; repealing s. 376.86, F.S., relating to the Brownfield Areas Loan Guarantee Council and program; amending s. 378.032, F.S.; deleting a definition to conform to changes made by the act; repealing s. 378.033, F.S., relating to the Nonmandatory Land Reclamation Committee; amending s. 378.034, F.S.; conforming provisions to changes made by the act; repealing s. 379.2524, F.S., relating to the Sturgeon Production Working Group; amending s. 379.361, F.S.; conforming cross-references to changes made by the act; amending s. 379.367, F.S.; conforming a cross-reference to changes made by the act; amending s. 379.3671, F.S.; deleting the Trap Certificate Technical Advisory and Appeals Board; amending s. 395.1055, F.S., deleting the pediatric cardiac technical advisory panel; repealing s. 403.42, F.S., relating to the Clean Fuel Florida Advisory Board; repealing s. 403.87, F.S., relating to the technical advisory council for water and domestic wastewater operator certification; amending s. 408.910, F.S.; deleting references to technical advisory panels that may be established by Florida Health Choices, Inc.; amending s. 409.997, F.S.; deleting the child welfare results-oriented accountability program technical advisory panel; repealing s. 411.226, F.S., relating to the Learning Gateway program and steering committee; repealing s. 430.05, F.S., relating to the Department of Elderly Affairs Advisory Council; repealing s. 570.843, F.S., relating to the Florida Young Farmer and Rancher Advisory Council; amending s. 571.24, F.S.; conforming a provision to changes made by the act; repealing s. 571.28, F.S., relating to the Florida Agricultural Promotional Campaign Advisory Council; repealing s. 595.701, F.S., relating to the Healthy Schools for Healthy Lives Council; repealing s. 603.203, F.S., relating to the Tropical Fruit Advisory Council; amending s. 603.204, F.S.; conforming a provision to changes made by the act; amending s. 1001.7065, F.S.; deleting the advisory board to support specific online degree programs at universities; repealing s. 1002.77, F.S., relating to the Florida Early Learning Advisory Council; amending s. 1002.83, F.S.; conforming a provision to changes made by the act; providing an effective date.

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

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HJR 7061 by the required constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By State Affairs Committee and Representative(s) Ingoglia—

**HJR 7061**—A joint resolution proposing an amendment to Section 4 of Article IV of the State Constitution to require the Chief Financial Officer, as prescribed by general law, to annually provide information about counties and municipalities to residents in a manner that allows residents to compare economic and noneconomic factors of each local government.

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

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7065, as amended, and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Appropriations Committee, Education Committee and Representative(s) Massullo—

**CS for HB 7065**—A bill to be entitled An act relating to school safety; amending s. 943.082, F.S.; requiring the FortifyFL reporting tool to notify reporting parties that submitting false information may subject them to criminal penalties; providing that certain reports shall remain anonymous; amending s. 943.687, F.S.; revising the membership of the Marjory Stoneman Douglas High School Public Safety Commission; amending s. 985.12, F.S.; requiring law enforcement officers to have access to specified information by a certain date for specified purposes; amending s. 1001.11, F.S.; requiring the Commissioner of Education to oversee compliance with requirements relating to school safety and security; requiring the commissioner to take specified actions under certain circumstances relating to noncompliance; amending s. 1001.20, F.S.; requiring the Office of Inspector General to take specified actions for an investigation relating to noncompliance with school safety and security requirements under certain circumstances; authorizing the office to issue and serve certain subpoenas for specified purposes; authorizing the office to take specified actions relating to noncompliance with such subpoenas; amending s. 1001.212, F.S.; requiring the Office of Safe Schools to provide certain opportunities to charter school personnel; requiring such office to coordinate with specified entities to provide a specified tool for certain purposes and a model family reunification plan for certain purposes; amending s. 1002.33, F.S.; revising provisions relating to the immediate termination of a charter school's charter; amending s. 1006.07, F.S.; requiring codes of student conduct to include provisions relating to civil citation or similar prearrest diversion programs for specified purposes; requiring codes of student conduct to include provisions relating to the assignment of students to school-based intervention programs; prohibiting participation in such programs from being entered into a specified system; authorizing certain procedures to include accommodations for specified drills; requiring district school boards and charter school governing boards, in coordination with local law enforcement agencies, to adopt a family reunification plan for specified purposes; providing requirements for members of a threat assessment team; amending s. 1006.12, F.S.; revising provisions relating to the duties of school safety officers; requiring the district school superintendent or charter school administrator to provide certain notifications relating to safe-school officers; requiring safe-school officers to complete a specified training; providing requirements for such training; requiring individuals to meet certain criteria before participating in specified training; providing requirements for such training; requiring school districts to provide charter schools with specified safe-school officers under additional circumstances; amending s. 1006.13, F.S.; requiring certain agreements between district school boards and specified law enforcement to disclose procedures relating to the arrest of certain minors on school grounds; amending s. 1006.1493, F.S.; requiring the Florida Safe Schools Assessment Tool to address policies and procedures relating to certain disasters; amending s. 1008.32, F.S.; authorizing the state board to direct a school district to suspend the salaries of specified individuals under certain circumstances relating to

school safety; amending s. 1011.62, F.S.; revising the mental health assistance allocation plans to include policies and procedures relating to certain behavioral health services available to such students; requiring schools districts to use specified services from certain teams; providing requirements for referrals to certain behavioral health services; providing effective dates.

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

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7069 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Appropriations Committee, State Affairs Committee and Representative(s) Ingoglia—

**CS for HB 7069**—A bill to be entitled An act relating to local government reporting; amending ss. 129.03 and 166.241, F.S.; deleting an annual requirement for county budget officers and municipal budget officers, respectively, to report specified budget information to the Office of Economic and Demographic Research; creating s. 218.323, F.S.; providing legislative intent; requiring a specified comparison of data; requiring the department to establish a certain website by a specified date; requiring the department to annually generate and distribute to residents a local government report card; specifying requirements for preparing and distributing the report card; specifying information required to be included in the report; specifying information required to be included on the department's website; requiring each county and municipality to annually report specified information relating to government performance metrics to the Department of Financial Services; requiring the department to adopt rules; authorizing the department to select contractors for certain purposes; providing an appropriation; providing an effective date.

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

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7071 and requests the concurrence of the Senate.

*Jeff Takacs, Clerk*

By Judiciary Committee and Representative(s) Beltran, Maggard, Sabatini—

**HB 7071**—A bill to be entitled An act relating to contingency risk multipliers; amending s. 627.428, F.S.; providing that, for certain attorney fees awarded for claims arising under property insurance policies, a strong presumption is created that a lodestar fee is sufficient and reasonable; providing that such presumption may be rebutted only under certain circumstances; providing an effective date.

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

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The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7081 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

*Jeff Takacs, Clerk*

By State Affairs Committee and Representative(s) Latvala, Alexander—

**HB 7081**—A bill to be entitled An act relating to public records and public meetings; creating s. 1004.098, F.S.; providing an exemption

from public records requirements for any personal identifying information of an applicant for president of a state university or Florida College System institution; specifying that personal identifying information of applicants who comprise a final group of applicants is no longer confidential and exempt at a time certain; providing an exemption from public meeting requirements for any portion of a meeting held for the purpose of identifying or vetting applicants for president of a state university or Florida College System institution, including any portion of a meeting that would disclose identifying information of such applicants; requiring a recording to be made of any portion of a closed meeting and providing that no portion of a closed meeting may be held off the record; providing that the recording of any closed portion of a meeting is exempt from public record requirements; specifying that certain meetings are not exempt from public meeting requirements; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

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

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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 Judiciary Committee and Representative(s) Grant, J.—

**HB 7091**—A bill to be entitled An act relating to probation violations; amending s. 948.06, F.S.; revising the circumstances under which a court must modify or continue a term of probation; providing an effective date.

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

## **CORRECTION AND APPROVAL OF JOURNAL**

The Journal of March 4 was corrected and approved.

## **CO-INTRODUCERS**

Senators Diaz—CS for CS for SB 78; Taddeo—CS for CS for SB 78, SR 1916; Torres—CS for CS for SB 852

## **ADJOURNMENT**

On motion by Senator Benacquisto, the Senate adjourned at 4:24 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Friday, March 6 or upon call of the President.

# JOURNAL OF THE SENATE

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March 5, 2020

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BP — Bill Passed  
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CS — Committee Substitute, First Reading  
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