



Journal of the Senate

Number 6—Regular Session

Thursday, January 27, 2022

CONTENTS

Bills on Special Orders	236
Call to Order	226
Co-Introducers	241
Committee Substitutes, First Reading	237
Executive Business, Appointments	240
Executive Business, Reports	237
Motions	236
Reference Changes, Rule 4.7(2)	240
Reports of Committees	236
Resolutions	226
Special Order Calendar	227
Special Recognition	228

CALL TO ORDER

The Senate was called to order by President Simpson at 2:30 p.m. A quorum present—36:

Mr. President	Burgess	Perry
Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Baxley	Garcia	Powell
Bean	Gibson	Rodriguez
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Jones	Taddeo
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright

Excused: Senators Cruz and Gainer; Senator Bracy until 4:08 p.m.

PRAYER

The following prayer was offered by The Reverend Abigail Moon, St. John’s Episcopal Church, Tallahassee:

Almighty God, may your grace cover each aspect of this meeting. We pray that all voices will be heard and that we will have a mindset of inclusivity. May this be a safe space for people to express their opinions and a place where ideas matter more than titles. May everyone be engaged and involved, and may all concerns be addressed. May each member of this gathering feel valued, and may we each recognize the skillsets and knowledge that each person brings to the table.

Almighty God, send down upon those who hold office in this state the spirit of wisdom, charity, and justice, that with steadfast justice they may faithfully serve in their offices to promote the well-being of all people. And finally, give us the strength to live as your children and be makers of peace and unity. Grant that all peoples might put aside their differences and seek the unity of your kingdom. We make this our prayer. Amen.

PLEDGE

Senate Pages, Charlotte Bassett of Naples; Talmage Kanistras of Oviedo; and Kizzy Montgomery of Jacksonville, 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. David E. Winchester of Gainesville, sponsored by Senator Perry, as the doctor of the day. Dr. Winchester specializes in cardiology.

ADOPTION OF RESOLUTIONS

At the request of Senator Rodrigues—

By Senator Rodrigues—

SR 1958—A resolution recognizing January 25, 2022, as “Florida Gulf Coast University Day” in Florida.

WHEREAS, in May 1991, then-Governor Lawton Chiles signed into law a bill passed by the Florida Legislature authorizing the creation of Florida’s tenth public university, Florida Gulf Coast University (FGCU), to provide higher education opportunities and workforce development in the previously underserved region of Southwest Florida, and

WHEREAS, FGCU opened its doors to students on August 25, 1997, and held its first commencement in May 1998 with 81 graduates, and

WHEREAS, FGCU has been led by outstanding and dynamic presidents: Roy McTarnaghan, William C. Merwin, Wilson G. Bradshaw, and Michael V. Martin, and

WHEREAS, with the leadership and vision of current President Martin and the FGCU Board of Trustees, FGCU students have a clear pathway to success as the university remains committed to maintaining affordability for all students, and

WHEREAS, FGCU’s top priority is student success, demonstrated by its focus on providing the necessary academic resources and laboratory facilities to ensure that students may timely complete degrees under the guidance of an accomplished faculty and dedicated staff, all of whom are committed to assisting students in gaining necessary skills to meet regional and statewide workforce needs, and

WHEREAS, FGCU has strategically grown into a regional university of more than 15,000 students and today offers 63 undergraduate, 26 graduate, and 7 doctoral programs, and

WHEREAS, FGCU’s pathways to student success have led the university to achieve national prominence in academics, environmental sustainability, and student service learning, with 3.7 million service hours contributed to the Southwest Florida community since 1997, and

WHEREAS, FGCU emphasizes innovative and interdisciplinary learning, using the Southwest Florida region as a living laboratory where students are offered diverse opportunities to participate in meaningful research led by their professors, and

WHEREAS, FGCU has established The Water School, a University of Distinction Program opening its doors in 2022, which will provide FGCU the foundation on which it may pursue designation as a recognized state and national leader in the area of water science, focusing on local issues to address challenges faced throughout the world, and

WHEREAS, FGCU continues to work collaboratively with the State University System to meet regional and statewide workforce needs in the health care field and is graduating career-ready nurses with one of the highest first-time passage rates on the required nursing licensure examination of any of the State University System institutions, and

WHEREAS, FGCU has established the Daveler and Kauanui School of Entrepreneurship, where students are achieving success in securing great jobs, creating new start-up companies, transitioning into family businesses, or starting artistic careers, leading to recognition by *The Princeton Review*, which named it the best such school in Florida and 22nd nationwide, and

WHEREAS, FGCU strives to bring diversification of the economy to the region it serves through innovation in agribusiness, construction management, environmental engineering, and public health, and

WHEREAS, FGCU serves and engages its surrounding community, offering a wealth of enrichment opportunities, including visual arts, music, theater, and public radio and television, and

WHEREAS, FGCU's athletics programs continue to be a growing source of pride for a loyal fan base, with student-athletes also demonstrating their academic strengths, and

WHEREAS, the FGCU experience continues to enrich the lives of students and to serve the surrounding community through "The FGCU Effect" and the university's longstanding commitment to service, NOW, THEREFORE,

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

That January 25, 2022, is recognized as "Florida Gulf Coast University Day" in Florida.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Michael V. Martin, Ph.D., president of Florida Gulf Coast University, as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

At the request of Senator Simpson—

By Senator Simpson—

SR 1962—A resolution celebrating the creation of the Charles S. Dean, Sr., Endowed Scholarship for Health Sciences and the renaming of the College of Central Florida Citrus Campus Learning and Conference Center as the Charles S. Dean, Sr., Educational Center in recognition of the lifelong public service of Senator Charles S. "Charlie" Dean, Sr.

WHEREAS, Charles S. "Charlie" Dean, Sr., was born into a life of public service on May 31, 1939, in Jacksonville to Citrus County Sheriff Charles S. Dean and Rema Y. Dean, who served as the city clerk of Inverness, and

WHEREAS, in 1962, Charles S. "Charlie" Dean, Sr., earned an Associate in Arts degree from the former Central Florida Community College and subsequently earned a Bachelor of Science degree in criminology-police administration from Florida State University and a Master of Science degree in criminal justice from Rollins College, and

WHEREAS, Charles S. "Charlie" Dean, Sr., served in the United States Marine Corps Reserves for more than 5 years; worked as a juvenile counselor, teacher, and administrator in the Citrus County Schools and as a cattleman; and in 1981 was elected sheriff of Citrus County, a position he held until 1996, and

WHEREAS, during his service as sheriff, Charles S. "Charlie" Dean, Sr., was appointed to the National Sheriffs' Association board of directors, served as president of the Florida Sheriffs Association, and was named "Top Crime Prevention Administrator" by the Florida Crime Prevention Association, and

WHEREAS, Charles S. "Charlie" Dean, Sr., served in the Florida House of Representatives from 2002-2007 and was elected to the Florida Senate in 2007, where he served until his retirement in 2016, and

WHEREAS, a lifelong resident of Citrus County, Charles S. "Charlie" Dean, Sr., was recognized by the College of Central Florida in 2011 with its Distinguished Alumni Award, and

WHEREAS, as a founding member of the Citrus County Hospital Board, Charles S. "Charlie" Dean, Sr., has a longstanding commitment to health care, and in recognition of this commitment, the board has made a \$1 million gift to the College of Central Florida to establish the Charles S. Dean, Sr., Endowed Scholarship for Health Sciences, which will provide tuition assistance to Citrus County residents seeking a health sciences degree from the college, and

WHEREAS, in recognition of this gift, on Friday, January 28, 2022, the College of Central Florida Citrus Campus Learning and Conference Center will be renamed the Charles S. Dean, Sr., Educational Center, NOW, THEREFORE,

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

That the creation of the Charles S. Dean, Sr., Endowed Scholarship for Health Sciences and the renaming of the College of Central Florida Citrus Campus Learning and Conference Center as the Charles S. Dean, Sr., Educational Center are celebrated and the lifelong public service of Senator Charles S. "Charlie" Dean, Sr., is recognized.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Senator Charles S. "Charlie" Dean, Sr., as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

SPECIAL ORDER CALENDAR

SB 156—A bill to be entitled An act relating to loss run statements; amending ss. 626.9202 and 627.444, F.S.; revising the definition of the term "loss run statement"; specifying the entities that must receive requests for loss run statements; specifying that insurers must provide loss run statements under certain circumstances; revising the required claims history in loss run statements; providing applicability; limiting loss run statement requests with respect to group health insurance policies to group policyholders; repealing s. 627.6647, F.S., relating to release of claims experience; providing an effective date.

—was read the second time by title.

Senator Broxson moved the following amendment which was adopted:

Amendment 1 (123818) (with title amendment)—Between lines 47 and 48 insert:

The insurer is deemed to be in compliance with this subsection if the surplus lines agent provides the loss run statement on behalf of the insurer.

And the title is amended as follows:

Delete lines 2-3 and insert: An act relating to loss run statements; amending s. 626.9202, F.S.; revising the definition of the term "loss run statement"; specifying the entities that must receive requests for loss run statements; specifying that insurers must provide loss run statements under certain circumstances; providing construction; revising the required claims history in loss run statements; providing applicability; limiting loss run statement requests with respect to group health insurance policies to group policyholders; amending s. 627.444, F.S.; revising the definition of

On motion by Senator Broxson, by two-thirds vote, **SB 156**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—34

Mr. President	Brodeur	Hutson
Albritton	Broxson	Jones
Ausley	Burgess	Mayfield
Baxley	Diaz	Passidomo
Bean	Garcia	Perry
Berman	Gibson	Pizzo
Boyd	Gruters	Polsky
Bradley	Harrell	Powell
Brandes	Hooper	Rodrigues

Rodriguez	Stewart	Wright
Rouson	Taddeo	
Stargel	Torres	

Nays—1

Farmer

Vote after roll call:

Yea—Book

SPECIAL RECOGNITION

Senator Bean recognized his son, Fernandina Beach City Commissioner Bradley Bean, who was present in the gallery. Commissioner Bean is also the nephew of Senator Bradley.

SB 222—A bill to be entitled An act relating to swimming pool specialty contracting services; amending s. 489.117, F.S.; authorizing certain persons under the supervision of specified licensed contractors to perform certain specialty contracting services for commercial or residential swimming pools, interactive water features, hot tubs, and spas; providing that such supervision does not require a direct contract between those persons; providing construction; providing an effective date.

—was read the second time by title. On motion by Senator Gruters, by two-thirds vote, **SB 222** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Burgess	Perry
Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Baxley	Garcia	Powell
Bean	Gibson	Rodriguez
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Jones	Taddeo
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright

Nays—None

SM 302—A memorial to the Congress of the United States, urging Congress to recognize the epidemic of suicide among veterans and to fully fund suicide prevention efforts of the United States Department of Veterans Affairs.

—was read the second time by title. On motion by Senator Burgess, **SM 302** was adopted and certified to the House.

SB 312—A bill to be entitled An act relating to telehealth; amending s. 456.47, F.S.; revising the definition of the term “telehealth”; narrowing the prohibition on prescribing controlled substances through telehealth to include only specified controlled substances; providing an effective date.

—was read the second time by title. On motion by Senator Diaz, by two-thirds vote, **SB 312** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Baxley	Book
Albritton	Bean	Boyd
Ausley	Berman	Bradley

Brandes	Harrell	Powell
Brodeur	Hooper	Rodriguez
Broxson	Hutson	Rodriguez
Burgess	Jones	Rouson
Diaz	Mayfield	Stargel
Farmer	Passidomo	Stewart
Garcia	Perry	Taddeo
Gibson	Pizzo	Torres
Gruters	Polsky	Wright

Nays—None

CS for SB 254—A bill to be entitled An act relating to religious institutions; creating s. 252.64, F.S.; defining the term “religious institution”; providing that an emergency order may not directly or indirectly prohibit religious services or activities; providing an exception under certain circumstances; providing an effective date.

—was read the second time by title. On motion by Senator Brodeur, by two-thirds vote, **CS for SB 254** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—31

Mr. President	Burgess	Pizzo
Albritton	Diaz	Rodriguez
Ausley	Garcia	Rodriguez
Baxley	Gibson	Rouson
Bean	Gruters	Stargel
Book	Harrell	Stewart
Boyd	Hooper	Taddeo
Bradley	Jones	Torres
Brandes	Mayfield	Wright
Brodeur	Passidomo	
Broxson	Perry	

Nays—3

Berman	Polsky	Powell
--------	--------	--------

Vote after roll call:

Yea—Hutson

Nay—Farmer

SB 546—A bill to be entitled An act relating to consumer finance loans; amending s. 516.03, F.S.; authorizing an applicant for a license to make and collect loans under the Florida Consumer Finance Act to provide certain documents in lieu of evidence of liquid assets; amending s. 516.031, F.S.; prohibiting a person licensed to make and collect consumer finance loans from charging prepayment penalties for loans; amending s. 516.05, F.S.; authorizing a licensee or an applicant for a license to make and collect consumer finance loans to provide a surety bond, certificate of deposit, or letter of credit in lieu of evidence of liquid assets; providing requirements for such bonds, certificates of deposit, and letters of credit; providing rulemaking authority to the Financial Services Commission; amending s. 516.07, F.S.; modifying grounds for denial of license or disciplinary action for certain violations of the Florida Consumer Finance Act; amending s. 559.952, F.S.; revising exceptions for a licensee during the Financial Technology Sandbox period; providing an effective date.

—was read the second time by title. On motion by Senator Gruters, by two-thirds vote, **SB 546** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Bean	Bradley
Albritton	Berman	Brandes
Ausley	Book	Brodeur
Baxley	Boyd	Broxson

Burgess	Hutson	Rodrigues
Diaz	Jones	Rodriguez
Farmer	Mayfield	Rouson
Garcia	Passidomo	Stargel
Gibson	Perry	Stewart
Gruters	Pizzo	Taddeo
Harrell	Polsky	Torres
Hooper	Powell	Wright

Nays—None

CS for SB 620—A bill to be entitled An act relating to local government; creating s. 70.91, F.S.; defining the term “business records”; authorizing certain businesses to claim business damages from a county or municipality if the county or municipality enacts or amends certain ordinances or charter provisions; limiting the amount of business damages that may be recovered; specifying ordinances and charter provisions that do not result in liability for business damages; requiring businesses and counties or municipalities to follow certain presuit procedures before businesses file an action for business damages; authorizing businesses to recover costs and fees in a specified manner and if certain requirements are met; specifying that certain evidence relating to mediations and negotiations is inadmissible as evidence in certain proceedings; specifying that counties and municipalities are not liable for damages if they take certain actions within a specified timeframe; requiring courts to consider certain factors and follow specified guidance when assessing costs; defining the term “benefits”; specifying requirements for the courts in determining and awarding attorney fees; requiring attorneys and businesses to submit certain documentation relating to attorney fees; requiring businesses claiming the right to recover business damages to state the nature and extent of the damages; requiring a jury to determine whether a business is entitled to business damages and the amount of such damages unless the business elects to have the business damages determined by the court; providing applicability and construction; providing an effective date.

—was read the second time by title.

Senator Hutson moved the following amendment:

Amendment 1 (184698) (with title amendment)—Delete lines 82-290 and insert:

may be recovered by a business may not exceed the present value of the business’ future lost profits for the lesser of 7 years or the number of years the business had been in operation in the jurisdiction before the ordinance or charter provision was enacted.

(c) A county or municipality is not liable for business damages caused by:

1. An ordinance or charter provision that is required to comply with state or federal law;
2. Emergency ordinances, declarations, or orders adopted by a county or municipality under ss. 252.31-252.60, the State Emergency Management Act;
3. A temporary emergency ordinance enacted pursuant to s. 125.66 or s. 166.041 which remains in effect for no more than 90 days;
4. An ordinance or charter provision enacted to implement:
 - a. Part II of chapter 163, relating to growth policy, county and municipal planning, and land development regulation;
 - b. Section 553.73, relating to the Florida Building Code; or
 - c. Section 633.202, relating to the Florida Fire Prevention Code;
5. An ordinance or charter provision required to implement a contract or agreement, including, but not limited to, any federal, state, local, or private grant, or other financial assistance accepted by a county or municipal government;
6. An ordinance or charter provision relating to the issuance or refinancing of debt;

7. An ordinance or charter provision relating to the adoption of a budget or budget amendment;
8. An ordinance or charter provision relating to procurement; or
9. An ordinance or charter provision intended to promote, enable, or facilitate economic competition.

(3) **PRESUIT PROCEDURES; ATTORNEY FEES AND COSTS.**—

(a) At least 180 days before a business files an action under this section against a county or municipality and within 180 days after the effective date of the relevant ordinance or charter provision, the business must present a written offer to settle the business’ claim for business damages to the head of the county or municipality enacting or amending the ordinance. The settlement offer must be made in good faith and include an explanation of the nature, extent, and monetary amount of damages and must be prepared by the owner, a certified public accountant, or a business damage expert familiar with the nature of the operations of the business. The business must also provide copies of the business’ records that substantiate the offer to settle the business damage claim. If additional information is needed beyond the data that may be obtained from business records existing at the time of the offer, the business and county or municipality may agree on a schedule for the submission of that information.

(b) Within 120 days after receipt of the good faith business damage offer and accompanying business records, the county or municipality must, by certified mail, accept or reject the business’ offer or make a counteroffer, which may include an offer to grant a waiver to the application of the ordinance or charter provision.

(c) If a business files an action for business damages, it must be filed within 1 year after the effective date of the relevant ordinance, ordinance amendment, or charter provision.

(d) Evidence of negotiations or of any written or oral statements used in mediation or negotiations between the parties under this section is inadmissible in any proceeding for business damages, except in a proceeding to determine reasonable costs and attorney fees.

(e) In an action for business damages, the court may award reasonable attorney fees and costs to the prevailing party.

(4) **OPPORTUNITY TO CURE.**—There is no liability under this section for a county or municipality that, within the 120-day timeframe provided for in paragraph (3)(b):

(a) Repeals the ordinance or charter provision that gave rise to the business’ claim;

(b) Amends the ordinance or charter provision that gave rise to the business’ claim in a manner that returns the ordinance or charter provision to its form in existence before the business’ claim arose;

(c) Publishes notice of its intent to repeal or amend the ordinance that gave rise to the business’ claim and, within 30 days after publication of the notice, amends the ordinance in a manner that returns the ordinance to its form in existence before the business’ claim arose or repeals the ordinance;

(d) Grants a waiver of the ordinance or charter provision to a business submitting a claim for business damages; or

(e) With respect to a charter provision, the county provides notice of its intent to amend or repeal the charter provision that is the basis of the business damage claim and the charter provision is amended or repealed by the voters at an election or special election that occurs within 90 days after publication of the notice.

(5) **APPLICATION; CONSTRUCTION.**—This section does not apply

And the title is amended as follows:

Delete lines 13-31 and insert: business damages; authorizing courts to award reasonable attorney fees and costs to prevailing parties; specifying that counties and municipalities are not liable for damages if they take certain actions within a specified timeframe;

Senator Hutson moved the following substitute amendment:

Substitute Amendment 2 (609228) (with title amendment)—
Delete lines 71-290 and insert:

(a) *Except as provided in paragraph (c), a private, for-profit business may claim business damages from a county or municipality if:*

1. *The county or municipality enacts or amends an ordinance or a charter provision that has or will cause a reduction of at least 15 percent of the business' profit as applied on a per location basis of a business operated within the jurisdiction; and*

2. *The business has engaged in lawful business in the jurisdiction for the 3 years preceding the enactment of or amendment to the ordinance or charter.*

(b) *The amount of business damages may be established by any reasonable method, but the amount of business damages that may be recovered by a business may not exceed the present value of the business' future lost profits for the lesser of 7 years or the number of years the business had been in operation in the jurisdiction before the ordinance or charter provision was enacted.*

(c) *A county or municipality is not liable for business damages caused by:*

1. *An ordinance or charter provision that is required to comply with, or is expressly authorized by, state or federal law;*

2. *Emergency ordinances, declarations, or orders adopted by a county or municipality under ss. 252.31-252.60, the State Emergency Management Act;*

3. *A temporary emergency ordinance enacted pursuant to s. 125.66 or s. 166.041 which remains in effect for no more than 90 days;*

4. *An ordinance or charter provision enacted to implement:*

a. *Part II of chapter 163, relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, and development permits;*

b. *Section 553.73, relating to the Florida Building Code; or*

c. *Section 633.202, relating to the Florida Fire Prevention Code;*

5. *An ordinance or charter provision required to implement a contract or agreement, including, but not limited to, any federal, state, local, or private grant, or other financial assistance accepted by a county or municipal government;*

6. *An ordinance or charter provision relating to the issuance or re-financing of debt;*

7. *An ordinance or charter provision relating to the adoption of a budget or budget amendment, including revenue sources necessary to fund the budget;*

8. *An ordinance or charter provision relating to procurement; or*

9. *An ordinance or charter provision intended to promote, enable, or facilitate economic competition.*

(d) *An amendment to an ordinance or charter provision after the effective date of this act gives rise to a claim under this section only to the extent that the application of the amendatory language is the cause of the claimed impact on a business apart from the ordinance or charter provision being amended.*

(3) **PRESUIT PROCEDURES; ATTORNEY FEES AND COSTS.—**

(a) *At least 180 days before a business files an action under this section against a county or municipality and within 180 days after the effective date of the relevant ordinance or charter provision, the business must present a written offer to settle the business' claim for business damages to the head of the county or municipality enacting or amending the ordinance. The settlement offer must be made in good faith and include an explanation of the nature, extent, and monetary amount of damages and must be prepared by the owner, a certified public ac-*

countant, or a business damage expert familiar with the nature of the operations of the business. The business must also provide copies of the business' records that substantiate the offer to settle the business damage claim. If additional information is needed beyond the data that may be obtained from business records existing at the time of the offer, the business and county or municipality may agree on a schedule for the submission of that information.

(b) *Within 120 days after receipt of the good faith business damage offer and accompanying business records, the county or municipality must, by certified mail, accept or reject the business' offer or make a counteroffer, which may include an offer to grant a waiver to the application of the ordinance or charter provision.*

(c) *If a business files an action for business damages, it must be filed within 1 year after the effective date of the relevant ordinance, ordinance amendment, or charter provision.*

(d) *Evidence of negotiations or of any written or oral statements used in mediation or negotiations between the parties under this section is inadmissible in any proceeding for business damages, except in a proceeding to determine reasonable costs and attorney fees.*

(e) *In an action for business damages, the court may award reasonable attorney fees and costs to the prevailing party.*

(4) **OPPORTUNITY TO CURE.—***There is no liability under this section for a county or municipality that, within the 120-day timeframe provided for in paragraph (3)(b):*

(a) *Repeals the ordinance or charter provision that gave rise to the business' claim;*

(b) *Amends the ordinance or charter provision that gave rise to the business' claim in a manner that returns the ordinance or charter provision to its form in existence before the business' claim arose or in a manner that avoids causing a reduction of at least 15 percent of the business' profit as applied on a per location basis within the jurisdiction;*

(c) *Publishes notice of its intent to repeal or amend the ordinance that gave rise to the business' claim and, within 30 days after publication of the notice, amends the ordinance in a manner that returns the ordinance to its form in existence before the business' claim arose or repeals the ordinance;*

(d) *Grants a waiver of the ordinance or charter provision to a business submitting a claim for business damages; or*

(e) *With respect to a charter provision, the county provides notice of its intent to amend or repeal the charter provision that is the basis of the business damage claim and the charter provision is amended or repealed by the voters at an election or special election that occurs within 90 days after publication of the notice.*

The governing body of a municipality may provide relief under this subsection notwithstanding any ordinance or charter provision to the contrary.

(5) **APPLICATION; CONSTRUCTION.—***This section does not apply*

And the title is amended as follows:

Delete lines 13-31 and insert: *business damages; authorizing courts to award reasonable attorney fees and costs to prevailing parties; specifying that counties and municipalities are not liable for damages if they take certain actions within a specified timeframe; authorizing governing bodies of municipalities to provide specified relief, notwithstanding certain ordinances and charter provisions;*

Senator Torres moved the following amendment to **Substitute Amendment 2 (609228)** which failed:

Amendment 2A (571402)—Between lines 51 and 52 insert:

8. *An ordinance or charter provision approved in a referendum by the qualified electors in the area governed by the county or municipality;*

Senator Farmer moved the following amendment to **Substitute Amendment 2 (609228)** which failed:

Amendment 2B (541598)—Between lines 51 and 52 insert:

8. *An ordinance or charter provision relating to affordable housing or residential tenant protections;*

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

Senator Hutson moved the following amendment to **Substitute Amendment 2 (609228)** which was adopted:

Amendment 2C (834272)—Delete lines 68-111 and insert: *the county or municipality enacting or amending the ordinance or charter provision. The settlement offer must be made in good faith and include an explanation of the nature, extent, and monetary amount of damages and must be prepared by the owner, a certified public accountant, or a business damage expert familiar with the nature of the operations of the business. The business must also provide copies of the business’ records that substantiate the offer to settle the business damage claim. If additional information is needed beyond the data that may be obtained from business records existing at the time of the offer, the business and county or municipality may agree on a schedule for the submission of that information.*

(b) *Within 120 days after receipt of the good faith business damage offer and accompanying business records, the county or municipality must, by certified mail, accept or reject the business’ offer or make a counteroffer, which may include an offer to grant a waiver to the application of the ordinance or charter provision.*

(c) *If a business files an action for business damages, it must be filed within 1 year after the effective date of the relevant ordinance, ordinance amendment, or charter provision.*

(d) *Evidence of negotiations or of any written or oral statements used in mediation or negotiations between the parties under this section is inadmissible in any proceeding for business damages, except in a proceeding to determine reasonable costs and attorney fees.*

(e) *In an action for business damages, the court may award reasonable attorney fees and costs to the prevailing party.*

(4) **OPPORTUNITY TO CURE.**—*There is no liability under this section for a county or municipality that, within the 120-day timeframe provided for in paragraph (3)(b):*

(a) *Repeals the ordinance or charter provision that gave rise to the business’ claim;*

(b) *Amends the ordinance or charter provision that gave rise to the business’ claim in a manner that returns the ordinance or charter provision to its form in existence before the business’ claim arose or in a manner that avoids causing a reduction of at least 15 percent of the business’ profit as applied on a per location basis within the jurisdiction;*

(c) *Publishes notice of its intent to repeal or amend the ordinance that gave rise to the business’ claim and, within 30 days after publication of the notice, amends the ordinance in a manner that returns the ordinance to its form in existence before the business’ claim arose or in a manner that avoids causing a reduction of at least 15 percent of the business’ profit as applied on a per location basis within the jurisdiction, or repeals the ordinance;*

Substitute Amendment 2 (609228), as amended, was adopted.

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:

Amendment 3 (507868) (with title amendment)—Before line 57 insert:

Section 1. *This act may be cited as the “Local Business Protection Act.”*

And the title is amended as follows:

Delete line 2 and insert: An act relating to the Local Business Protection Act; providing a short title; creating s.

On motion by Senator Hutson, by two-thirds vote, **CS for SB 620**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—22

Mr. President	Burgess	Passidomo
Albritton	Diaz	Perry
Baxley	Garcia	Rodrigues
Bean	Gruters	Rodriguez
Boyd	Harrell	Stargel
Bradley	Hooper	Wright
Brodeur	Hutson	
Broxson	Mayfield	

Nays—14

Ausley	Gibson	Rouson
Berman	Jones	Stewart
Book	Pizzo	Taddeo
Brandes	Polsky	Torres
Farmer	Powell	

CS for SB 336—A bill to be entitled An act relating to the Uniform Commercial Code; amending ss. 679.4061 and 679.4081, F.S.; providing that certain restrictions on the effectiveness of terms in specified agreements and the effectiveness of certain rules of law, statutes, or regulations related to the discharge of account debtors and certain restrictions on the assignment of promissory notes, health-care-insurance receivables, and certain general intangibles, respectively, do not apply to a security interest in an ownership interest in a general partnership, a limited partnership, or a limited liability company; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title. On motion by Senator Berman, by two-thirds vote, **CS for SB 336** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Burgess	Perry
Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Baxley	Garcia	Powell
Bean	Gibson	Rodrigues
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Jones	Taddeo
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright

Nays—None

CS for CS for SB 280—A bill to be entitled An act relating to local ordinances; amending s. 57.112, F.S.; authorizing courts to assess and award reasonable attorney fees and costs and damages in certain civil actions filed against local governments; specifying a limitation on awards and a restriction; providing construction and applicability; amending s. 125.66, F.S.; requiring a board of county commissioners to prepare or cause to be prepared a business impact estimate before the enactment of a proposed ordinance; specifying requirements for the posting and content of the estimate; providing construction and applicability; creating s. 125.675, F.S.; requiring a county to suspend enforcement of an ordinance that is the subject of a certain legal action if certain conditions are met; authorizing an appellate court to lift a suspension under certain circumstances; requiring courts to give

priority to certain cases; providing construction relating to an attorney's or a party's signature; requiring a court to impose sanctions under certain circumstances; providing applicability; authorizing courts to award attorney fees and costs and damages under certain circumstances; amending s. 166.041, F.S.; requiring a governing body of a municipality to prepare or cause to be prepared a business impact estimate before the enactment of a proposed ordinance; specifying requirements for the posting and content of the estimate; providing construction and applicability; creating s. 166.0411, F.S.; requiring a municipality to suspend enforcement of an ordinance that is the subject of a certain legal action if certain conditions are met; authorizing an appellate court to lift a suspension under certain circumstances; requiring courts to give priority to certain cases; providing construction relating to an attorney's or a party's signature; requiring a court to impose sanctions under certain circumstances; providing applicability; authorizing courts to award attorney fees and costs and damages under certain circumstances; amending ss. 163.2517, 163.3181, 163.3215, 376.80, 497.270, 562.45, and 847.0134, F.S.; conforming cross-references; providing a declaration of important state interest; providing an effective date.

—was read the second time by title.

Senator Hutson moved the following amendment:

Amendment 1 (349788) (with title amendment)—Delete lines 175-299 and insert:

(1) A county must suspend enforcement of an ordinance that is the subject of an action challenging the ordinance's validity on the grounds that it is expressly preempted by the State Constitution or by state law or is arbitrary or unreasonable if:

(a) The action was filed with the court no later than 90 days after the adoption of the ordinance;

(b) The complainant requests suspension in the initial complaint or petition, citing this section; and

(c) The county has been served with a copy of the complaint or petition.

(2) When the plaintiff appeals a final judgment finding that an ordinance is valid and enforceable, the county may enforce the ordinance 30 days after the entry of the order unless the plaintiff files a motion for a stay of the lower tribunal's order which is granted by the appellate court.

(3) The court shall give cases in which the enforcement of an ordinance is suspended under this section priority over other pending cases and shall render a preliminary or final decision on the validity of the ordinance as expeditiously as possible.

(4) The signature of an attorney or a party constitutes a certificate that he or she has read the pleading, motion, or other paper and that, to the best of his or her knowledge, information, and belief formed after reasonable inquiry, it is not interposed for any improper purpose, such as to harass or to cause unnecessary delay, or for economic advantage, competitive reasons, or frivolous purposes or needless increase in the cost of litigation. If a pleading, motion, or other paper is signed in violation of these requirements, the court, upon its own initiative, shall impose upon the person who signed it, a represented party, or both, an appropriate sanction, which may include an order to pay to the other party or parties the amount of reasonable expenses incurred because of the filing of the pleading, motion, or other paper, including reasonable attorney fees.

(5) This section does not apply to local ordinances enacted to implement the following:

(a) Part II of chapter 163;

(b) Section 553.73;

(c) Section 633.202;

(d) Sections 190.005 and 190.046;

(e) Ordinances required to comply with federal or state law or regulation;

(f) Ordinances related to the issuance or refinancing of debt;

(g) Ordinances related to the adoption of budgets or budget amendments;

(h) Ordinances required to implement a contract or an agreement, including, but not limited to, any federal, state, local, or private grant, or other financial assistance accepted by a county government; or

(i) Emergency ordinances.

(6) The court may award attorney fees and costs and damages as provided in s. 57.112.

Section 4. Present subsections (4) through (8) of section 166.041, Florida Statutes, are redesignated as subsections (5) through (9), respectively, and a new subsection (4) is added to that section, to read:

166.041 Procedures for adoption of ordinances and resolutions.—

(4)(a) Before the enactment of a proposed ordinance, the governing body of a municipality shall prepare or cause to be prepared a business impact estimate in accordance with this subsection. The business impact estimate must be posted on the municipality's website no later than the date the notice of proposed enactment is published pursuant to paragraph (3)(a) and must include all of the following:

1. A summary of the proposed ordinance, including a statement of the public purpose to be served by the proposed ordinance, such as serving the public health, safety, morals, and welfare of the municipality.

2. An estimate of the direct economic impact of the proposed ordinance on private for-profit businesses in the municipality, including the following, if any:

a. An estimate of direct compliance costs businesses may reasonably incur if the ordinance is enacted;

b. Identification of any new charge or fee on businesses subject to the proposed ordinance, or for which businesses will be financially responsible; and

c. An estimate of the municipality's regulatory costs, including an estimate of revenues from any new charges or fees that will be imposed on businesses to cover such costs.

3. A good faith estimate of the number of businesses likely to be impacted by the ordinance.

4. Any additional information the governing body determines may be useful.

(b) This subsection may not be construed to require a municipality to procure an accountant or other financial consultant to prepare the business impact estimate required by this subsection.

(c) This subsection does not apply to local ordinances enacted to implement the following:

1. Part II of chapter 163;

2. Section 553.73;

3. Section 633.202;

4. Sections 190.005 and 190.046;

5. Ordinances required to comply with federal or state law or regulation;

6. Ordinances related to the issuance or refinancing of debt;

7. Ordinances related to the adoption of budgets or budget amendments;

8. Ordinances required to implement a contract or an agreement, including, but not limited to, any federal, state, local, or private grant, or other financial assistance accepted by a local government; or

9. Emergency ordinances.

Section 5. Section 166.0411, Florida Statutes, is created to read:

166.0411 *Legal challenges to certain recently enacted ordinances.—*

(1) *A municipality must suspend enforcement of an ordinance that is the subject of an action challenging the ordinance’s validity on the grounds that it is expressly preempted by the State Constitution or by state law or is arbitrary or unreasonable if:*

- (a) *The action was filed with the court no later than 90 days after the adoption of the ordinance;*
- (b) *The complainant requests suspension in the initial complaint or petition, citing this section; and*
- (c) *The municipality has been served with a copy of the complaint or petition.*

(2) *When the plaintiff appeals a final judgment finding that an ordinance is valid and enforceable, the municipality may enforce the ordinance 30 days after the entry of the order unless the plaintiff files a motion for a stay of the lower tribunal’s order which is granted by the appellate court.*

And the title is amended as follows:

Delete lines 16-34 and insert: action if certain conditions are met; authorizing a prevailing county to enforce the ordinance after a specified period, except under certain circumstances; requiring courts to give priority to certain cases; providing construction relating to an attorney’s or a party’s signature; requiring a court to impose sanctions under certain circumstances; providing applicability; authorizing courts to award attorney fees and costs and damages under certain circumstances; amending s. 166.041, F.S.; requiring a governing body of a municipality to prepare or cause to be prepared a business impact estimate before the enactment of a proposed ordinance; specifying requirements for the posting and content of the estimate; providing construction and applicability; creating s. 166.0411, F.S.; requiring a municipality to suspend enforcement of an ordinance that is the subject of a certain legal action if certain conditions are met; authorizing a prevailing municipality to enforce the ordinance after a specified period, except under certain circumstances;

Senator Farmer moved the following substitute amendment which failed:

Substitute Amendment 2 (623026) (with title amendment)—Delete lines 94-335 and insert:
633.202 *or to local ordinances related to affordable housing or residential tenant protections.*

(7)(a) ~~(6)~~ *Except as provided in paragraph (b), this section is intended to be prospective in nature and applies shall apply only to cases commenced on or after July 1, 2019.*

(b) *The amendments to this section effective October 1, 2022, are prospective in nature and apply only to ordinances adopted on or after October 1, 2022.*

Section 2. Present subsections (3) through (6) of section 125.66, Florida Statutes, are redesignated as subsections (4) through (7), respectively, a new subsection (3) is added to that section, and paragraph (a) of subsection (2) of that section is amended, to read:

125.66 *Ordinances; enactment procedure; emergency ordinances; rezoning or change of land use ordinances or resolutions.—*

(2)(a) *The regular enactment procedure shall be as follows: The board of county commissioners at any regular or special meeting may enact or amend any ordinance, except as provided in subsection (5) (4), if notice of intent to consider such ordinance is given at least 10 days before such meeting by publication as provided in chapter 50. A copy of such notice shall be kept available for public inspection during the regular business hours of the office of the clerk of the board of county commissioners. The notice of proposed enactment shall state the date, time, and place of the meeting; the title or titles of proposed ordinances; and the place or places within the county where such proposed ordinances may be inspected by the public. The notice shall also advise that*

interested parties may appear at the meeting and be heard with respect to the proposed ordinance.

(3)(a) *Before the enactment of a proposed ordinance, the board of county commissioners shall prepare or cause to be prepared a business impact estimate in accordance with this subsection. The business impact estimate must be posted on the county’s website no later than the date the notice of proposed enactment is published pursuant to paragraph (2)(a) and must include all of the following:*

- 1. *A summary of the proposed ordinance, including a statement of the public purpose to be served by the proposed ordinance, such as serving the public health, safety, morals, and welfare of the county.*
- 2. *An estimate of the direct economic impact of the proposed ordinance on private for-profit businesses in the county, including the following, if any:*
 - a. *An estimate of direct compliance costs businesses may reasonably incur if the ordinance is enacted.*
 - b. *Identification of any new charge or fee on businesses subject to the proposed ordinance or for which businesses will be financially responsible.*
 - c. *An estimate of the county’s regulatory costs, including an estimate of revenues from any new charges or fees that will be imposed on businesses to cover such costs.*
- 3. *A good faith estimate of the number of businesses likely to be impacted by the ordinance.*
- 4. *Any additional information the board determines may be useful.*

(b) *This subsection may not be construed to require a county to procure an accountant or other financial consultant to prepare the business impact estimate required by this subsection.*

(c) *This subsection does not apply to local ordinances enacted to implement the following:*

- 1. *Part II of chapter 163;*
- 2. *Section 553.73;*
- 3. *Section 633.202;*
- 4. *Sections 190.005 and 190.046;*
- 5. *Ordinances required to comply with federal or state law or regulation;*
- 6. *Ordinances related to the issuance or refinancing of debt;*
- 7. *Ordinances related to the adoption of budgets or budget amendments;*
- 8. *Ordinances required to implement a contract or an agreement, including, but not limited to, any federal, state, local, or private grant, or other financial assistance accepted by a county government;*
- 9. *Emergency ordinances; or*
- 10. *Ordinances related to affordable housing or residential tenant protections.*

Section 3. Section 125.675, Florida Statutes, is created to read:

125.675 *Legal challenges to certain recently enacted ordinances.—*

(1) *A county must suspend enforcement of an ordinance that is the subject of an action challenging the ordinance’s validity on the grounds that it is expressly preempted by the State Constitution or by state law or is arbitrary or unreasonable if:*

- (a) *The action was filed with the court no later than 90 days after the adoption of the ordinance;*
- (b) *The complainant requests suspension in the initial complaint or petition, citing this section; and*

(c) *The county has been served with a copy of the complaint or petition.*

(2) *When the plaintiff appeals a final judgment finding that an ordinance is valid and enforceable, the county may enforce the ordinance 30 days after the entry of the order unless the plaintiff files a motion for a stay of the lower tribunal's order which is granted by the appellate court.*

(3) *The court shall give cases in which the enforcement of an ordinance is suspended under this section priority over other pending cases and shall render a preliminary or final decision on the validity of the ordinance as expeditiously as possible.*

(4) *The signature of an attorney or a party constitutes a certificate that he or she has read the pleading, motion, or other paper and that, to the best of his or her knowledge, information, and belief formed after reasonable inquiry, it is not interposed for any improper purpose, such as to harass or to cause unnecessary delay, or for economic advantage, competitive reasons, or frivolous purposes or needless increase in the cost of litigation. If a pleading, motion, or other paper is signed in violation of these requirements, the court, upon its own initiative, shall impose upon the person who signed it, a represented party, or both, an appropriate sanction, which may include an order to pay to the other party or parties the amount of reasonable expenses incurred because of the filing of the pleading, motion, or other paper, including reasonable attorney fees.*

(5) *This section does not apply to local ordinances enacted to implement the following:*

- (a) *Part II of chapter 163;*
- (b) *Section 553.73;*
- (c) *Section 633.202;*
- (d) *Sections 190.005 and 190.046;*
- (e) *Ordinances required to comply with federal or state law or regulation;*
- (f) *Ordinances related to the issuance or refinancing of debt;*
- (g) *Ordinances related to the adoption of budgets or budget amendments;*
- (h) *Ordinances required to implement a contract or an agreement, including, but not limited to, any federal, state, local, or private grant, or other financial assistance accepted by a county government;*
- (i) *Emergency ordinances; or*
- (j) *Ordinances related to affordable housing or residential tenant protections.*

(6) *The court may award attorney fees and costs and damages as provided in s. 57.112.*

Section 4. Present subsections (4) through (8) of section 166.041, Florida Statutes, are redesignated as subsections (5) through (9), respectively, and a new subsection (4) is added to that section, to read:

166.041 Procedures for adoption of ordinances and resolutions.—

(4)(a) *Before the enactment of a proposed ordinance, the governing body of a municipality shall prepare or cause to be prepared a business impact estimate in accordance with this subsection. The business impact estimate must be posted on the municipality's website no later than the date the notice of proposed enactment is published pursuant to paragraph (3)(a) and must include all of the following:*

1. *A summary of the proposed ordinance, including a statement of the public purpose to be served by the proposed ordinance, such as serving the public health, safety, morals, and welfare of the municipality.*
2. *An estimate of the direct economic impact of the proposed ordinance on private for-profit businesses in the municipality, including the following, if any:*
 - a. *An estimate of direct compliance costs businesses may reasonably incur if the ordinance is enacted;*

b. *Identification of any new charge or fee on businesses subject to the proposed ordinance, or for which businesses will be financially responsible; and*

c. *An estimate of the municipality's regulatory costs, including an estimate of revenues from any new charges or fees that will be imposed on businesses to cover such costs.*

3. *A good faith estimate of the number of businesses likely to be impacted by the ordinance.*

4. *Any additional information the governing body determines may be useful.*

(b) *This subsection may not be construed to require a municipality to procure an accountant or other financial consultant to prepare the business impact estimate required by this subsection.*

(c) *This subsection does not apply to local ordinances enacted to implement the following:*

1. *Part II of chapter 163;*
2. *Section 553.73;*
3. *Section 633.202;*
4. *Sections 190.005 and 190.046;*
5. *Ordinances required to comply with federal or state law or regulation;*
6. *Ordinances related to the issuance or refinancing of debt;*
7. *Ordinances related to the adoption of budgets or budget amendments;*
8. *Ordinances required to implement a contract or an agreement, including, but not limited to, any federal, state, local, or private grant, or other financial assistance accepted by a local government;*
9. *Emergency ordinances; or*
10. *Ordinances related to affordable housing or residential tenant protections.*

Section 5. Section 166.0411, Florida Statutes, is created to read:

166.0411 *Legal challenges to certain recently enacted ordinances.—*

(1) *A municipality must suspend enforcement of an ordinance that is the subject of an action challenging the ordinance's validity on the grounds that it is expressly preempted by the State Constitution or by state law or is arbitrary or unreasonable if:*

(a) *The action was filed with the court no later than 90 days after the adoption of the ordinance;*

(b) *The complainant requests suspension in the initial complaint or petition, citing this section; and*

(c) *The municipality has been served with a copy of the complaint or petition.*

(2) *When the plaintiff appeals a final judgment finding that an ordinance is valid and enforceable, the municipality may enforce the ordinance 30 days after the entry of the order unless the plaintiff files a motion for a stay of the lower tribunal's order which is granted by the appellate court.*

(3) *The court shall give cases in which the enforcement of an ordinance is suspended under this section priority over other pending cases and shall render a preliminary or final decision on the validity of the ordinance as expeditiously as possible.*

(4) *The signature of an attorney or a party constitutes a certificate that he or she has read the pleading, motion, or other paper and that, to the best of his or her knowledge, information, and belief formed after reasonable inquiry, it is not interposed for any improper purpose, such as to harass or to cause unnecessary delay, or for economic advantage,*

competitive reasons, or frivolous purposes or needless increase in the cost of litigation. If a pleading, motion, or other paper is signed in violation of these requirements, the court, upon its own initiative, shall impose upon the person who signed it, a represented party, or both, an appropriate sanction, which may include an order to pay to the other party or parties the amount of reasonable expenses incurred because of the filing of the pleading, motion, or other paper, including reasonable attorney fees.

(5) This section does not apply to local ordinances enacted to implement the following:

- (a) Part II of chapter 163;
- (b) Section 553.73;
- (c) Section 633.202;
- (d) Sections 190.005 and 190.046;
- (e) Ordinances required to comply with federal or state law or regulation;
- (f) Ordinances related to the issuance or refinancing of debt;
- (g) Ordinances related to the adoption of budgets or budget amendments;
- (h) Ordinances required to implement a contract or an agreement, including, but not limited to, any federal, state, local, or private grant, or other financial assistance accepted by a municipal government;
- (i) Emergency ordinances; or
- (j) Ordinances related to affordable housing or residential tenant protections.

And the title is amended as follows:

Delete lines 16-34 and insert: action if certain conditions are met; authorizing a prevailing county to enforce the ordinance after a specified period, except under certain circumstances; requiring courts to give priority to certain cases; providing construction relating to an attorney’s or a party’s signature; requiring a court to impose sanctions under certain circumstances; providing applicability; authorizing courts to award attorney fees and costs and damages under certain circumstances; amending s. 166.041, F.S.; requiring a governing body of a municipality to prepare or cause to be prepared a business impact estimate before the enactment of a proposed ordinance; specifying requirements for the posting and content of the estimate; providing construction and applicability; creating s. 166.0411, F.S.; requiring a municipality to suspend enforcement of an ordinance that is the subject of a certain legal action if certain conditions are met; authorizing a prevailing municipality to enforce the ordinance after a specified period, except under certain circumstances;

The question recurred on **Amendment 1 (349788)** which was adopted.

On motion by Senator Hutson, by two-thirds vote, **CS for CS for SB 280**, as amended, was read the third time by title, passed by the required constitutional two-thirds vote of the membership, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—28

Mr. President	Burgess	Perry
Albritton	Diaz	Powell
Baxley	Garcia	Rodrigues
Bean	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Wright
Brodeur	Mayfield	
Broxson	Passidomo	

Nays—8

Ausley	Farmer	Taddeo
Berman	Pizzo	Torres
Bracy	Polsky	

CS for SB 430—A bill to be entitled An act relating to the Interstate Compact on Educational Opportunity for Military Children; amending s. 1000.39, F.S.; requiring the President of the Senate and the Speaker of the House of Representatives to each appoint one member to the State Council on Interstate Educational Opportunity for Military Children, rather than appoint one member jointly; amending s. 1000.40, F.S.; extending the scheduled repeal of the compact and related provisions; providing an effective date.

—was read the second time by title. On motion by Senator Wright, by two-thirds vote, **CS for SB 430** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Burgess	Pizzo
Albritton	Diaz	Polsky
Ausley	Farmer	Powell
Baxley	Garcia	Rodrigues
Bean	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Stargel
Boyd	Hooper	Stewart
Bracy	Hutson	Taddeo
Bradley	Jones	Torres
Brandes	Mayfield	Wright
Brodeur	Passidomo	
Broxson	Perry	

Nays—None

SB 542—A bill to be entitled An act relating to evidentiary standards for actions arising during an emergency; creating s. 448.111, F.S.; defining the term “engaged individual”; prohibiting certain actions taken by a business during a public health emergency from being used as evidence in certain civil causes of action; providing an effective date.

—was read the second time by title. On motion by Senator Rodriguez, by two-thirds vote, **SB 542** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Broxson	Pizzo
Albritton	Burgess	Polsky
Ausley	Diaz	Powell
Baxley	Garcia	Rodrigues
Bean	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Stargel
Boyd	Hooper	Stewart
Bracy	Hutson	Taddeo
Bradley	Mayfield	Torres
Brandes	Passidomo	Wright
Brodeur	Perry	

Nays—1

Farmer

CS for SB 1006—A bill to be entitled An act relating to state symbols; creating s. 15.0522, F.S.; designating strawberry shortcake as the official state dessert; providing an effective date.

—was read the second time by title.

Senator Burgess moved the following amendment which was adopted:

Amendment 1 (113284)—Delete line 33 and insert:
15.0522 Official state dessert.—Strawberry shortcake with natural Florida dairy topping is

On motion by Senator Burgess, by two-thirds vote, **CS for SB 1006**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—36

Mr. President	Burgess	Perry
Albritton	Diaz	Pizzo
Ausley	Farmer	Polsky
Baxley	Garcia	Powell
Bean	Gibson	Rodriguez
Berman	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Jones	Taddeo
Brodeur	Mayfield	Torres
Broxson	Passidomo	Wright

Nays—None

MOTIONS

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

BILLS ON SPECIAL ORDERS

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Thursday, January 27, 2022: SB 156, SB 222, SM 302, SB 312, CS for SB 254, SB 546, CS for SB 620, CS for SB 336, CS for CS for SB 280, CS for SB 430, SB 542, CS for SB 1006.

Respectfully submitted,
Kathleen Passidomo, Rules Chair
Debbie Mayfield, Majority Leader
Lauren Book, Minority Leader

REPORTS OF COMMITTEES

The Committee on Banking and Insurance recommends the following pass: CS for SB 266

The Committee on Finance and Tax recommends the following pass: CS for SB 1150; CS for SB 1194

The Committee on Regulated Industries recommends the following pass: SB 562

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

The Committee on Regulated Industries recommends the following pass: SB 1094; SB 1764

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

The Committee on Regulated Industries recommends the following pass: SB 940

The bill was referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Regulated Industries recommends the following pass: SB 1216

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

The Committee on Rules recommends the following pass: SB 288; SB 360; SB 418; SB 474; CS for SB 520; CS for SB 566; SB 704; CS for SB 754; SM 826; SB 7024; SB 7026

The bills were placed on the Calendar.

The Committee on Finance and Tax recommends a committee substitute for the following: SB 356

The Committee on Health Policy recommends a committee substitute for the following: SB 718

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

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1952

The Committee on Regulated Industries recommends a committee substitute for the following: SB 714

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

The Committee on Health Policy recommends committee substitutes for the following: SB 768; SB 836; SB 1950

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

The Committee on Transportation recommends committee substitutes for the following: SB 160; SB 364

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

The Committee on Regulated Industries recommends a committee substitute for the following: SB 942

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

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1332

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1182

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 706

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1526

The Committee on Community Affairs recommends a committee substitute for the following: SB 898

The Committee on Health Policy recommends a committee substitute for the following: SB 1184

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 644

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

The Committee on Health Policy recommends a committee substitute for the following: SB 842

The Committee on Transportation recommends a committee substitute for the following: SB 962

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

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Agriculture, Environment, and General Government recommends the following pass: SB 832; SB 922; SB 1274; SB 1400; SB 1402

The Appropriations Subcommittee on Education recommends the following pass: SB 1048

The Appropriations Subcommittee on Health and Human Services recommends the following pass: SB 890

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: SB 410; CS for SB 438; CS for SB 574; CS for SB 576; SB 780

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

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

Office and Appointment

For Term Ending

Executive Director of St. Johns River Water Management District

Appointee: Register, Michael

Pleasure of the Board

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Transportation; and Senator Harrell—

CS for SB 160—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; providing an effective date.

By the Committee on Finance and Tax; and Senator Jones—

CS for SB 356—A bill to be entitled An act relating to a sales tax holiday for ENERGY STAR and WaterSense products; providing a sales tax exemption for certain ENERGY STAR and WaterSense products during a specified timeframe; defining terms; authorizing the Department of Revenue to adopt emergency rules; providing an effective date.

By the Committee on Transportation; and Senator Bean—

CS for SB 364—A bill to be entitled An act relating to specialty license plates; amending s. 320.08053, F.S.; revising presale voucher sales requirements for specialty license plates; requiring the Department of Highway Safety and Motor Vehicles to extend the presale period by a specified amount of time for certain approved specialty license plate organizations; amending s. 320.08056, F.S.; revising the calculation of certain independent college and university combined specialty license plate sales for certain determinations; amending s. 320.08058, F.S.; revising annual use fee distributions from the sale of the Live the Dream license plate; providing for the award of scholarships to certain students through a competitive application process; providing for fiscal oversight by a certified public accounting firm; requiring the department to develop a Blue Angels motorcycle specialty license plate; specifying a design requirement for the plate; requiring that the number of valid Blue Angels motor vehicle and motorcycle specialty license plates be added together for purposes of a certain determination; directing the department to develop Inter Miami CF, Safe Haven for Newborns, Pap Corps Champions for Cancer Research, Learn to Fly, Florida Swims, Ethical Ecotourism, and Down Syndrome Awareness license plates; providing for distribution and use of fees collected from the sale of such license plates; providing a directive to the Division of Law Revision; providing effective dates.

By the Committee on Community Affairs; and Senator Brodeur—

CS for SB 644—A bill to be entitled An act relating to building inspections; amending s. 468.603, F.S.; defining the term “private provider”; amending s. 468.609, F.S.; revising eligibility requirements for a person applying to become certified as a building code inspector or plans examiner; revising the special conditions or requirements that the Florida Building Code Administrators and Inspectors Board may impose on provisional certificates; revising circumstances under which a person may perform the duties of a plans examiner or building code inspector for a specified period; revising a requirement for the board’s rules relating to the transferability of a partial completion of an internship program; amending s. 553.79, F.S.; prohibiting local laws, ordinances, or regulations that prohibit or restrict a private property owner’s ability to obtain a building permit to demolish a single-family residential structure located in certain flood zones if certain conditions are met; specifying restrictions on a local government’s review of such demolition permits and on certain actions by the local government relating to the demolition; providing applicability; amending s. 553.791, F.S.; specifying the required basis for a certain administrative fee charged by local jurisdictions relating to building inspections by private providers; requiring the local jurisdiction to provide access to certain documents to a private provider, owner, and contractor; providing that a certificate of occupancy or certificate of completion is automatically granted and issued under certain circumstances; requiring the local building official to provide a written certificate of occupancy or certificate of completion within a specified time; providing construction; specifying and revising procedures and requirements if the local

building official determines the applicant failed to adhere to certain requirements; providing an effective date.

By the Committee on Community Affairs; and Senator Perry—

CS for SB 706—A bill to be entitled An act relating to school concurrency; amending s. 163.3180, F.S.; revising provisions specifying when school concurrency is satisfied; specifying that proportionate-share mitigation must be set aside and not spent if an improvement has not been identified; providing an effective date.

By the Committee on Regulated Industries; and Senator Hooper—

CS for SB 714—A bill to be entitled An act relating to the Department of Business and Professional Regulation; amending s. 468.8414, F.S.; requiring the department to certify for licensure qualified individuals who practice mold assessment or mold remediation and hold certain licenses issued by other states or territories; requiring applications to be filed within a specified timeframe after such licensure; amending s. 469.004, F.S.; providing an exception for the issuance of an asbestos consultant's license; requiring the department to certify asbestos consultants and asbestos contractors for licensure who meet certain exam and other state licensure requirements; requiring applications to be filed within a specified timeframe after such licensure; requiring asbestos consultants and asbestos contractors to complete certain courses; amending s. 469.006, F.S.; revising the financial responsibility criteria the department must use when issuing consulting or contracting licenses; amending s. 489.514, F.S.; removing a time limitation for applying for certain contracting licenses under certain provisions; amending s. 509.032, F.S.; authorizing the Division of Hotels and Restaurants of the department to adopt rules for certain electronic submissions and exemptions; amending s. 509.091, F.S.; requiring licensees and licensed agents to provide the division with e-mail addresses for contact with the division; authorizing the division to deliver notices and inspection reports by e-mail; amending s. 509.101, F.S.; revising the maintenance requirements an operator must meet for a transient establishment's guest register; amending s. 509.241, F.S.; providing for the expiration of public lodging establishment and public food service establishment licenses; authorizing the licenses to be renewed for specified timeframes; requiring the division to provide forms for license renewals and license applications; amending s. 509.251, F.S.; revising the public lodging establishment and public food service establishment license fees to include an option for 2-year renewals; limiting the fees the division may charge for a 2-year license renewal; requiring license fees to be paid in full at the time of application; amending s. 548.043, F.S.; deleting a requirement limiting the types of boxing exhibitions which require a specified maximum difference in participant weights; reenacting s. 509.102(2), F.S., relating to mobile food dispensing vehicles, to incorporate the amendment made to s. 509.251, F.S., in a reference thereto; providing an effective date.

By the Committee on Health Policy; and Senator Bradley—

CS for SB 718—A bill to be entitled An act relating to the provision of health care; amending s. 400.488, F.S.; revising the definitions of the terms “informed consent” and “unlicensed person”; authorizing unlicensed persons to assist patients with other specified tasks; revising provisions relating to medications and devices with which unlicensed persons may assist patients in self-administration under certain circumstances; amending s. 401.252, F.S.; specifying staffing requirements for advanced life support ambulances during interfacility transfers; providing that the person occupying the ambulance who has the highest medical certification in this state is in charge of patient care during the transfer; amending s. 429.256, F.S.; revising the definitions of the terms “informed consent” and “unlicensed person”; authorizing unlicensed persons to assist patients with other specified tasks; revising provisions relating to medications and devices with which unlicensed persons may assist patients in self-administration under certain circumstances; amending s. 464.0156, F.S.; revising the list of medications that a registered nurse may delegate the administration of to a certified nursing assistant or home health aide; amending ss. 401.25 and 401.27, F.S.; conforming cross-references; providing an effective date.

By the Committee on Health Policy; and Senator Rodriguez—

CS for SB 768—A bill to be entitled An act relating to the Department of Health; amending s. 381.0045, F.S.; revising the purpose of the department's targeted outreach program for certain pregnant women; requiring the department to encourage high-risk pregnant women of unknown status to be tested for sexually transmissible diseases; requiring the department to provide specified information to pregnant women who have human immunodeficiency virus (HIV); requiring the department to link women with mental health services when available; requiring the department to educate pregnant women who have HIV on certain information; requiring the department to provide, for a specified purpose, continued oversight of newborns exposed to HIV; amending s. 381.0303, F.S.; removing the Children's Medical Services office from parties required to coordinate in the development of local emergency management plans for special needs shelters; amending s. 381.986, F.S.; authorizing the department to select samples of marijuana from medical marijuana treatment center facilities for certain testing; authorizing the department to select samples of marijuana delivery devices from medical marijuana treatment centers to determine whether such devices are safe for use; requiring medical marijuana treatment centers to recall marijuana and marijuana delivery devices, instead of just edibles, under certain circumstances; exempting the department and its employees from criminal provisions if they acquire, possess, test, transport, or lawfully dispose of marijuana and marijuana delivery devices under certain circumstances; amending s. 456.039, F.S.; requiring certain applicants for licensure as physicians to provide specified documentation to the department at the time of application; amending s. 460.406, F.S.; revising provisions related to chiropractic physician licensing; amending s. 464.008, F.S.; deleting a requirement that certain nursing program graduates complete a specified preparatory course; amending s. 464.018, F.S.; revising grounds for disciplinary action against licensed nurses; amending s. 467.003, F.S.; revising and defining terms; amending s. 467.009, F.S.; revising provisions related to accredited and approved midwifery programs; amending s. 467.011, F.S.; revising requirements for licensure of midwives; amending s. 467.0125, F.S.; revising requirements for licensure by endorsement of midwives; revising requirements for temporary certificates to practice midwifery in this state; amending s. 467.205, F.S.; revising provisions relating to approval, continued monitoring, probationary status, provisional approval, and approval rescission of midwifery programs; amending s. 468.803, F.S.; revising provisions related to orthotist and prosthetist registration, examination, and licensing; amending s. 483.824, F.S.; revising educational requirements for clinical laboratory directors; amending s. 490.003, F.S.; defining the terms “doctoral degree from an American Psychological Association accredited program” and “doctoral degree in psychology”; amending ss. 490.005 and 490.0051, F.S.; revising education requirements for psychologist licensure and provisional licensure, respectively; amending s. 491.005, F.S.; revising requirements for licensure of clinical social workers, marriage and family therapists, and mental health counselors; amending s. 766.314, F.S.; deleting obsolete language and updating provisions to conform to current law; revising the frequency with which the department must submit certain reports to the Florida Birth-Related Neurological Injury Compensation Association; revising the content of such reports; authorizing the association to enforce the collection of certain assessments in circuit court under certain circumstances; requiring the association to notify the department and the applicable regulatory board of any unpaid final judgment against a physician within a specified timeframe; providing effective dates.

By the Committee on Health Policy; and Senator Brodeur—

CS for SB 836—A bill to be entitled An act relating to medication technicians; amending s. 429.256, F.S.; defining the term “medication technician”; requiring that assisted living facility residents who are able to use their point-of-care devices without assistance be encouraged and allowed to do so; authorizing medication technicians to assist assisted living facility residents with their use of point-of-care devices under certain circumstances; conforming provisions to changes made by the act; amending s. 429.52, F.S.; providing minimum requirements and specifications for the training of medication technicians; requiring the Agency for Health Care Administration to adopt rules establishing such requirements; providing an effective date.

By the Committee on Health Policy; and Senator Brodeur—

CS for SB 842—A bill to be entitled An act relating to invalid restrictive covenants in health care; amending s. 542.336, F.S.; defining the terms “hospital” and “physician”; specifying that certain restrictive covenants in employment agreements between physicians and hospitals do not support a legitimate business interest; providing a legislative finding; providing applicability; providing an effective date.

By the Committee on Community Affairs; and Senators Stewart, Perry, Taddeo, Book, Berman, Bracy, Polsky, and Cruz—

CS for SB 898—A bill to be entitled An act relating to tenant safety; providing a short title; creating s. 83.515, F.S.; requiring landlords of nontransient or transient apartments to require employees to undergo background screenings as a condition of employment; specifying requirements for the employee background screenings; authorizing landlords to disqualify persons from employment under certain circumstances relating to criminal offenses; amending s. 83.53, F.S.; revising what constitutes reasonable notice for repairs of dwelling units; amending s. 509.211, F.S.; requiring public lodging establishments licensed as nontransient or transient apartments to take certain actions relating to employee background screenings and keys for dwelling units; requiring such establishments to provide proof of compliance to the Division of Hotels and Restaurants of the Department of Business and Professional Regulation upon request; providing effective dates.

By the Committee on Regulated Industries; and Senator Baxley—

CS for SB 942—A bill to be entitled An act relating to fees; amending s. 471.011, F.S.; authorizing the Board of Professional Engineers to establish fees relating to professional structural engineer licensing; amending s. 471.015, F.S.; requiring applicants to pay a specified fee to be eligible to receive a professional structural engineer license; providing a contingent effective date.

By the Committee on Transportation; and Senator Bradley—

CS for SB 962—A bill to be entitled An act relating to residential development projects for affordable housing; amending ss. 125.01055 and 166.04151, F.S.; authorizing counties and municipalities, respectively, to approve any residential development project on parcels zoned for commercial or industrial use if certain conditions are met; providing construction; providing an effective date.

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

CS for SB 1182—A bill to be entitled An act relating to breach of bond costs; amending s. 903.21, F.S.; redefining the term “jurisdiction”; providing for the exoneration from liability of a surety on a bond under certain circumstances if the surety agrees in writing to pay the costs and expenses incurred in returning the defendant to the jurisdiction of the court; providing for calculation of costs and expenses; providing construction; providing an effective date.

By the Committee on Health Policy; and Senator Broxson—

CS for SB 1184—A bill to be entitled An act relating to free speech of health care practitioners; creating s. 456.61, F.S.; prohibiting certain regulatory boards and the Department of Health from reprimanding, sanctioning, or revoking or threatening to revoke a license, certificate, or registration of a health care practitioner for specified use of his or her right of free speech without specified proof; providing for liability; requiring the board or department, as applicable, to provide to a health care practitioner certain complaints within a specified timeframe; providing a penalty; providing an effective date.

By the Committee on Regulated Industries; and Senator Wright—

CS for SB 1332—A bill to be entitled An act relating to temporary underground power panels; creating ss. 125.488 and 166.0484, F.S.; prohibiting counties and municipalities, respectively, from enacting

ordinances, regulations, or policies that prevent certain electric utilities from installing temporary underground power panels and from requiring subsequent inspections of such panels as a condition of a certificate of occupancy under specified conditions; defining the term “temporary underground power panel”; providing an effective date.

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

CS for SB 1526—A bill to be entitled An act relating to public records; amending s. 119.0714, F.S.; providing an exemption from public records requirements for personal identifying information and annuity contract numbers of a payee of a structured settlement and the names of family members, dependents, and beneficiaries of such payee contained in the court records for a proceeding for the approval of the transfer of structured settlement payment rights; limiting such exemption to a specified period; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Health Policy; and Senator Brodeur—

CS for SB 1950—A bill to be entitled An act relating to the statewide Medicaid managed care program; amending s. 409.912, F.S.; requiring, rather than authorizing, that the reimbursement method for provider service networks be on a prepaid basis; deleting the authority to reimburse provider service networks on a fee-for-service basis; conforming provisions to changes made by the act; providing that provider service networks are subject to and exempt from certain requirements; providing construction; repealing s. 409.9124, F.S., relating to managed care reimbursement; amending s. 409.964, F.S.; deleting a requirement that the Agency for Health Care Administration provide the opportunity for public feedback on a certain waiver application; amending s. 409.966, F.S.; revising requirements relating to the databook published by the agency consisting of Medicaid utilization and spending data; reallocating regions within the statewide managed care program; deleting a requirement that the agency negotiate plan rates or payments to guarantee a certain savings amount; deleting a requirement for the agency to award additional contracts to plans in specified regions for certain purposes; revising a limitation on when plans may begin serving Medicaid recipients to apply to any eligible plan that participates in an invitation to negotiate, rather than plans participating in certain regions; making technical changes; amending s. 409.967, F.S.; deleting obsolete provisions; revising provisions relating to agency-defined quality measures under the achieved savings rebate program for Medicaid prepaid plans; amending s. 409.968, F.S.; conforming provisions to changes made by the act; amending s. 409.973, F.S.; revising requirements for healthy behaviors programs established by plans; deleting an obsolete provision; amending s. 409.974, F.S.; requiring the agency to select plans for the managed medical assistance program through a single statewide procurement; authorizing the agency to award contracts to plans on a regional or statewide basis; specifying requirements for minimum numbers of plans which the agency must procure for each specified region; conforming provisions to changes made by the act; deleting a requirement for the agency to exercise a preference for certain plans; amending s. 409.975, F.S.; providing that cancer hospitals meeting certain criteria are statewide essential providers; amending s. 409.977, F.S.; revising the circumstances for maintaining a recipient’s enrollment in a plan; deleting obsolete language; authorizing specialty plans to serve certain children who receive guardianship assistance payments under the Guardianship Assistance Program; amending s. 409.981, F.S.; requiring the agency to select plans for the long-term care managed medical assistance program through a single statewide procurement; authorizing the agency to award contracts to plans on a regional or statewide basis; specifying requirements for minimum numbers of plans which the agency must procure for each specified region; conforming provisions to changes made by the act; amending s. 409.8132, F.S.; conforming a cross-reference; reenacting ss. 409.962(1), (7), (13), and (14) and 641.19(22) relating to definitions, to incorporate the amendments made by this act to s. 409.912, F.S., in references thereto; reenacting s. 430.2053(3)(h), (i), and (j) and (11), relating to aging resource centers, to incorporate the amendments made by this act to s. 409.981, F.S., in references thereto; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Albritton—

CS for SB 1952—A bill to be entitled An act relating to evidence of vendor financial stability; amending s. 287.057, F.S.; authorizing an agency, in making a certain determination, to establish financial stability criteria and require a demonstration of financial stability; providing that an agency that requires a vendor to demonstrate financial stability during a competitive solicitation process must accept certain evidence; defining the term “financial stability”; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Community Affairs; and Senators Stewart, Perry, Taddeo, Book, Berman, Bracy, Polsky, and Cruz—

CS for SB 898—A bill to be entitled An act relating to tenant safety; providing a short title; creating s. 83.515, F.S.; requiring landlords of nontransient or transient apartments to require employees to undergo background screenings as a condition of employment; specifying requirements for the employee background screenings; authorizing landlords to disqualify persons from employment under certain circumstances relating to criminal offenses; amending s. 83.53, F.S.; revising what constitutes reasonable notice for repairs of dwelling units; amending s. 509.211, F.S.; requiring public lodging establishments licensed as nontransient or transient apartments to take certain actions relating to employee background screenings and keys for dwelling units; requiring such establishments to provide proof of compliance to the Division of Hotels and Restaurants of the Department of Business and Professional Regulation upon request; providing effective dates.

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

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

CS for SB 1078—A bill to be entitled An act relating to soil and water conservation districts; amending s. 582.15, F.S.; providing for the subdivision of certain proposed soil and water conservation districts; requiring the Department of Agriculture and Consumer Services to subdivide certain proposed soil and water conservation districts; amending s. 582.18, F.S.; requiring the supervisors of each soil and water conservation district to be elected from each of the district’s subdivisions; providing for the initial terms of office of candidates elected in each district subdivision; amending s. 582.19, F.S.; providing qualification requirements for supervisors to serve on the governing body of a soil and water conservation district; providing for the expiration of the terms of office of certain supervisors serving on soil and water conservation district governing bodies; providing for the subdivision of certain soil and water conservation districts by a specified date; requiring the department to subdivide certain soil and water conservation districts by a specified date; providing transitional provisions regarding the implementation of newly subdivided districts and the election of supervisors; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Appropriations.

By the Committee on Education; and Senator Gruters—

CS for SB 1300—A bill to be entitled An act relating to district school boards; amending s. 145.19, F.S.; conforming provisions to changes made by the act; amending s. 1001.395, F.S.; revising the salaries of district school board members; amending s. 1006.28, F.S.; deleting a requirement that district school boards maintain a current list of instructional materials on their websites; requiring meetings of committees convened to rank, eliminate, or select instructional materials to be noticed and open to the public; requiring such committees to include

parents of district students and other members of the community; requiring certain individuals involved in selecting library materials to complete a specified training program; requiring certain materials to be selected only by employees who meet specified criteria; requiring district school boards to adopt procedures for developing library media center collections; providing requirements for such procedures; requiring elementary schools, district school boards, and the Department of Education to post in certain formats on their websites specified information relating to instructional materials and other materials; providing district school board requirements relating to public participation regarding selection, approval, adoption, or removal of certain materials; providing that school principals are responsible for overseeing compliance with specified procedures relating to library media center materials; amending s. 1006.29, F.S.; revising requirements for the department relating to the development of training programs for the selection of materials used in schools and library media centers; amending s. 1006.40, F.S.; revising district school board requirements for the selection and adoption of certain materials; providing an effective date.

—was referred to the Committee on Rules.

EXECUTIVE BUSINESS

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Athletic Training Appointee: Walters, Frank, Parkland	10/31/2023
Florida Building Commission Appointee: Gross, Jeffery, Hollywood	11/21/2023
Board of Trustees of Indian River State College Appointee: George, Anthony, Jr., Stuart	05/31/2023
Construction Industry Licensing Board Appointees: McCullers, Edward M., Estero Ross, Ashley, Tallahassee	10/31/2025 10/31/2025
Board of Dentistry Appointee: Tejera, Tinerfe J., Fort Myers	10/31/2025
Board of Hearing Aid Specialists Appointee: Easterwood, Dean, Miami	10/31/2024
Board of Massage Therapy Appointee: Miller, Robin, St. Petersburg	10/31/2022
Board of Pilot Commissioners Appointee: Assal, Sherif, Southwest Ranches	10/31/2025
Board of Podiatric Medicine Appointees: Block, Mark S., Boca Raton Morris, Robert Parker, Melrose	10/31/2022 10/31/2025
Florida Prepaid College Board Appointee: Bayliss, Slater, Tallahassee	06/30/2025
Florida Real Estate Commission Appointee: Price, Kelly, Winter Park	10/31/2025

Referred to the Committee on Ethics and Elections.

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

Referred to the Committees on Regulated Industries; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Ethics and Elections.

Office and Appointment
Board of Trustees, University of South Florida
Appointee: Carrere, Michael L., Tampa 01/06/2026

*For Term
Ending*

Referred to the Committees on Education; and Ethics and Elections.

Office and Appointment
Florida Transportation Commission
Appointees: Howse, Ronald S., Cocoa 09/30/2025
Roberts, Russell, Longwood 09/30/2025

*For Term
Ending*

Referred to the Committees on Transportation; and Ethics and Elections.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of January 21 and January 26 were corrected and approved.

CO-INTRODUCERS

Senators Bracy—CS for SB 1034; Farmer—SB 600; Hooper—SB 1066; Perry—SB 702, SB 1414; Rodrigues—SJR 244, SB 480, SB 802, SB 1712; Rouson—CS for SB 1262

ADJOURNMENT

On motion by Senator Passidomo, the Senate adjourned at 4:21 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 12:00 noon, Thursday, February 3 or upon call of the President.