



Journal of the Senate

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CALL TO ORDER

The Senate was called to order by President Simpson at 10:00 a.m. A quorum present—36:

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

Excused: Senator Brandes

PRAYER

The following prayer was offered by Rabbi Michael Shields, Temple Israel, Tallahassee:

There is a story from my tradition that says, “When a person walks on the road, they are preceded by a company of angels who proclaim, ‘Make way for the image of the Holy Blessed One!’” As you continue your work, I pray that you remember, and know you’ll remember, that every single person has dignity and worth. Every single person is a holy vessel of God. I wish all in this chamber a heartfelt Shalom Aleichem. Peace be upon you.

Holy Source of Blessing, Divine Unity, Merciful One to all humanity and all creatures, you are the unity of all, and you recognize the innate holiness of every single human being.

In just a few short weeks, Jewish communities across the world will celebrate the holiday of Purim—usually a festive time where people gather in groups and celebrate a great triumph and a redemption. We know well that the Jewish community in Ukraine will not be able to gather in this way for they are awaiting redemption. In this story, the Queen, Esther, stands up for righteousness. She leads with wisdom; she finds ways to get things done despite great adversity. There have been leaders in our country that have shared that spirit. May they inspire you.

Lincoln once said, “It often requires more courage to dare to do right than fear to do wrong.” May you get it right for the rights of all. Lincoln

also said, in effect, may you temper your criticism with care, one has the right to criticize, but the one who has the right to criticize also has a heart to help. May all of you compassionately make sure to help those vulnerable in our society: the widow, the poor, the orphan, and the strangers in our midst. And finally, Lincoln said, “When I do good, I feel good.” May you all be able to say you feel good after a session of doing good for all the people of our state.

May the source of wisdom, Chonein haDaat, continue to favor all of you who legislate here in Florida with presidential inspiration, inspiration from the book of Esther, integrity, and insight. Amen.

PLEDGE

Senate Pages, Wynton Bowers of Tallahassee; Jack O’Malley of Jacksonville; and Taylor White of Jacksonville, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

ADOPTION OF RESOLUTIONS

At the request of Senator Polsky—

By Senator Polsky—

SR 1990—A resolution condemning the ruthless military assault on Ukraine, and on democracy itself, by Russian President Vladimir Putin and expressing unwavering support for the Ukrainian people in this extraordinary time.

WHEREAS, Ukraine, which regained its independence in 1991 after the dissolution of the Soviet Union, is a unitary republic in Eastern Europe, the second largest country in Europe in terms of area and, with a population of 43.6 million, the eighth most populous, and

WHEREAS, Ukraine has moved toward becoming a full-fledged democracy with an elected president and an independent parliament and membership in the United Nations and the Council of Europe, and

WHEREAS, in March 2014, Russian President Vladimir Putin, an authoritarian dictator of a Communist regime, personally directed the annexation of Crimea from Ukraine by Russia and has continued to support and encourage Russian separatists inside Ukraine in an attempt to further divide the country, and

WHEREAS, Ukraine is bordered by Russia on the east and northeast and also shares borders with Belarus to the north; Poland, Slovakia, and Hungary to the west; and Romania and Moldova to the south, and, in 2016, applied for the economic component of the Deep and Comprehensive Free Trade Area with the European Union (EU), which would strengthen the nation’s ties to the West and would modernize and develop Ukraine’s economy, governance, and rule of law to EU standards, and

WHEREAS, Vladimir Putin has continued to undermine the efforts of Ukraine’s directly elected President Volodymyr Zelenskyy, who took office in May 2019 after winning more than 73 percent of the popular vote, and

WHEREAS, on February 22, 2022, Vladimir Putin ordered Russian military forces to enter two Ukrainian republics, Donetsk and Luhansk, on what he called a “peacekeeping mission,” officially recognizing both as sovereign states fully independent from the Ukrainian government, and

WHEREAS, in the early hours of February 24, 2022, Vladimir Putin announced a “special military operation” to demilitarize Ukraine, launching an unprovoked and deadly attack and invading an independent nation, thereby threatening world peace, and

WHEREAS, the United States of America is committed to the growth and spread of democracy worldwide and stands with the Ukrainian people suffering at the hands of Vladimir Putin, many of whom face grave harm or even death under the crush of his ruthless military assault, NOW, THEREFORE,

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

That the ruthless military assault on Ukraine, and on democracy itself, by Russian President Vladimir Putin is condemned and that the Florida Senate expresses its unwavering support for the Ukrainian people in this extraordinary time.

—was introduced, read, and adopted by publication.

SPECIAL ORDER CALENDAR

CS for CS for SB 1332—A bill to be entitled An act relating to temporary underground power panels; creating s. 125.488, F.S.; prohibiting counties 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”; creating s. 166.0484, F.S.; prohibiting municipalities 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; providing an exception; defining the term “temporary underground power panel”; providing an effective date.

—was read the second time by title.

Pending further consideration of CS for CS for SB 1332, pursuant to Rule 3.11(3), there being no objection, CS for HB 481 was withdrawn from the Committee on Rules.

On motion by Senator Wright—

CS for HB 481—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 certain municipalities 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.

—a companion measure, was substituted for CS for CS for SB 1332 and read the second time by title.

On motion by Senator Wright, by two-thirds vote, CS for HB 481 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

Table with 3 columns: Mr. President, Burgess, Mayfield, Albritton, Cruz, Passidomo, Ausley, Diaz, Perry, Baxley, Farmer, Pizzo, Bean, Gainer, Polsky, Berman, Garcia, Rodrigues, Book, Gibson, Rodriguez, Boyd, Gruters, Rouson, Bracy, Harrell, Stargel, Bradley, Hooper, Stewart, Brodeur, Hutson, Torres, Broxson, Jones, Wright

Nays—None

Vote after roll call:

Yea—Taddeo

CS for SB 1844—A bill to be entitled An act relating to mental health and substance abuse; amending s. 394.4625, F.S.; requiring the express and informed consent of a minor’s guardian for voluntary admission of the minor to a receiving facility; removing a requirement that a hearing be held to verify the voluntariness of a minor’s consent before his or her admission to a facility; amending s. 394.463, F.S.; requiring law enforcement officers transporting individuals for involuntary treatment to take certain actions; creating s. 397.341, F.S.; requiring law enforcement officers transporting individuals for treatment to take certain actions; providing an effective date.

—was read the second time by title.

Senator Bean moved the following amendment which was adopted:

Amendment 1 (302042) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraph (a) of subsection (1) and subsection (4) of section 394.4625, Florida Statutes, are amended to read:

394.4625 Voluntary admissions.—

(1) AUTHORITY TO RECEIVE PATIENTS.—

(a) A facility may receive for observation, diagnosis, or treatment any person 18 years of age or older who applies making application by express and informed consent for admission or any person age 17 or younger whose parent or legal guardian applies under for admission whom such application is made by his or her guardian. If found to show evidence of mental illness, to be competent to provide express and informed consent, and to be suitable for treatment, such person 18 years of age or older may be admitted to the facility. A person age 17 or younger under may be admitted only after a clinical review hearing to verify the voluntariness of the minor’s assent consent.

(4) TRANSFER TO VOLUNTARY STATUS.—An involuntary patient who applies to be transferred to voluntary status shall be transferred to voluntary status immediately, unless the patient has been charged with a crime, or has been involuntarily placed for treatment by a court pursuant to s. 394.467 and continues to meet the criteria for involuntary placement. When transfer to voluntary status occurs, notice shall be given as provided in s. 394.4599, and if the patient is a minor, the minor’s assent to voluntary care must be verified as provided in paragraph (1)(a).

Section 2. Paragraph (a) of subsection (2) of section 394.463, Florida Statutes, is amended to read:

394.463 Involuntary examination.—

(2) INVOLUNTARY EXAMINATION.—

(a) An involuntary examination may be initiated by any one of the following means:

1. A circuit or county court may enter an ex parte order stating that a person appears to meet the criteria for involuntary examination and specifying the findings on which that conclusion is based. The ex parte order for involuntary examination must be based on written or oral sworn testimony that includes specific facts that support the findings. If other less restrictive means are not available, such as voluntary appearance for outpatient evaluation, a law enforcement officer, or other designated agent of the court, shall take the person into custody and deliver him or her to an appropriate, or the nearest, facility within the designated receiving system pursuant to s. 394.462 for involuntary examination. The order of the court shall be made a part of the patient’s clinical record. A fee may not be charged for the filing of an order under this subsection. A facility accepting the patient based on this order must send a copy of the order to the department within 5 working days. The order may be submitted electronically through existing data systems, if available. The order shall be valid only until the person is delivered to the facility or for the period specified in the order itself, whichever

comes first. If a time limit is not specified in the order, the order is valid for 7 days after the date that the order was signed.

2. A law enforcement officer shall take a person who appears to meet the criteria for involuntary examination into custody and deliver the person or have him or her delivered to an appropriate, or the nearest, facility within the designated receiving system pursuant to s. 394.462 for examination. *A law enforcement officer transporting a person pursuant to this subparagraph shall restrain the person in the least restrictive manner available and appropriate under the circumstances.* The officer shall execute a written report detailing the circumstances under which the person was taken into custody, which must be made a part of the patient's clinical record. Any facility accepting the patient based on this report must send a copy of the report to the department within 5 working days.

3. A physician, a physician assistant, a clinical psychologist, a psychiatric nurse, an advanced practice registered nurse registered under s. 464.0123, a mental health counselor, a marriage and family therapist, or a clinical social worker may execute a certificate stating that he or she has examined a person within the preceding 48 hours and finds that the person appears to meet the criteria for involuntary examination and stating the observations upon which that conclusion is based. If other less restrictive means, such as voluntary appearance for outpatient evaluation, are not available, a law enforcement officer shall take into custody the person named in the certificate and deliver him or her to the appropriate, or nearest, facility within the designated receiving system pursuant to s. 394.462 for involuntary examination. The law enforcement officer shall execute a written report detailing the circumstances under which the person was taken into custody. The report and certificate shall be made a part of the patient's clinical record. Any facility accepting the patient based on this certificate must send a copy of the certificate to the department within 5 working days. The document may be submitted electronically through existing data systems, if applicable.

When sending the order, report, or certificate to the department, a facility shall, at a minimum, provide information about which action was taken regarding the patient under paragraph (g), which information shall also be made a part of the patient's clinical record.

Section 3. Section 397.341, Florida Statutes, is created to read:

397.341 Transportation of individuals by law enforcement officers.—A law enforcement officer transporting an individual pursuant to this chapter shall restrain that individual in the least restrictive manner available and appropriate under the circumstances.

Section 4. This act shall take effect July 1, 2022.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to mental health and substance abuse; amending s. 394.4625, F.S.; revising provisions relating to the voluntary admission of minors to a facility for examination and treatment; requiring that a minor's assent to voluntary care be verified through a clinical review; amending s. 394.463, F.S.; requiring law enforcement officers transporting individuals for involuntary treatment to take certain actions; creating s. 397.341, F.S.; requiring law enforcement officers transporting individuals for certain treatment to take certain actions; providing an effective date.

On motion by Senator Bean, by two-thirds vote, **CS for SB 1844**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—37

Mr. President	Bradley	Gibson
Albritton	Brodeur	Gruters
Ausley	Broxson	Harrell
Baxley	Burgess	Hooper
Bean	Cruz	Hutson
Berman	Diaz	Jones
Book	Farmer	Mayfield
Boyd	Gainer	Passidomo
Bracy	Garcia	Perry

Pizzo	Rouson	Torres
Polsky	Stargel	Wright
Rodrigues	Stewart	
Rodriguez	Taddeo	

Nays—None

CS for SB 1846—A bill to be entitled An act relating to public records; amending ss. 394.464 and 397.6760, F.S.; exempting from public records requirements a respondent's name in certain documents at trial and on appeal; expanding exemptions from public records requirements for certain petitions, court orders, and related records to include applications for voluntary and involuntary mental health examinations and substance abuse treatment, respectively; expanding exceptions authorizing the disclosure of such personal identifying information and records to include certain service providers; authorizing a court to use a respondent's name for certain purposes; revising applicability to include appeals pending or filed on or after a specified date; revising the date for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title. On motion by Senator Bean, by two-thirds vote, **CS for SB 1846** was read the third time by title, passed by the required constitutional two-thirds vote of the members present and voting, and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

CS for SB 70—A bill to be entitled An act for the relief of Donna Catalano by the Department of Agriculture and Consumer Services; providing an appropriation to compensate Donna Catalano for injuries and damages sustained as a result of the negligence of Donald Gerard Burthe, an employee of the Department of Agriculture and Consumer Services; providing a limitation on the payment of certain fees, costs, and other expenses; providing an effective date.

—was read the second time by title.

SENATOR BEAN PRESIDING

On motion by Senator Rouson, by two-thirds vote, **CS for SB 70** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Brodeur	Hutson
Albritton	Broxson	Jones
Ausley	Burgess	Mayfield
Baxley	Cruz	Passidomo
Bean	Diaz	Pizzo
Berman	Farmer	Polsky
Book	Gibson	Powell
Boyd	Gruters	Rodrigues
Bracy	Harrell	Rouson
Bradley	Hooper	Stargel

Stewart Torres
Taddeo Wright

Nays—2

Gainer Perry

Vote after roll call:

Yea—Garcia, Rodriguez

CS for SB 266—A bill to be entitled An act relating to motor vehicle insurance; creating s. 627.7491, F.S.; defining terms; requiring agencies that employ law enforcement officers to maintain motor vehicle insurance under certain circumstances; providing exceptions; providing liability limitations; providing methods in which the employing agency may meet the liability insurance requirements; providing a declaration of important state interest; providing an effective date.

—was read the second time by title. On motion by Senator Diaz, by two-thirds vote, **CS for SB 266** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Garcia, Rodriguez

CS for 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 specialty license plate sales for certain determinations; requiring the department to continue to collect annual use fees for certain discontinued or replaced plates; 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, Down Syndrome Awareness, Gopher Tortoise, and I Make Things 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.

—was read the second time by title.

Senator Bean offered the following amendment which was moved by Senator Perry and adopted:

Amendment 1 (767578) (with directory and title amendments)—Delete lines 317-334.

And the directory clause is amended as follows:

Delete line 97 and insert: subsections (119) through (126) are added to that section, to

And the title is amended as follows:

Delete line 28 and insert: Syndrome Awareness, and Gopher Tortoise

On motion by Senator Perry, by two-thirds vote, **CS for CS for SB 364**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

CS for SB 518—A bill to be entitled An act relating to private property rights to prune, trim, and remove trees; amending s. 163.045, F.S.; defining terms; revising conditions under which a local government may not require a notice, application, approval, permit, fee, or mitigation for the pruning, trimming, or removal of a tree on residential property; specifying when a tree poses an unacceptable risk; providing an effective date.

—was read the second time by title. On motion by Senator Brodeur, by two-thirds vote, **CS for SB 518** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

CS for CS for SB 596—A bill to be entitled An act relating to criminal conflict and civil regional counsels; amending s. 27.0065, F.S.; specifying the responsibilities of regional counsels regarding witness coordination; amending s. 27.341, F.S.; revising legislative intent regarding electronic filing and receipt of court documents; amending s. 27.511, F.S.; removing the requirement that regional counsel employees be governed by Justice Administrative Commission classification and salary and benefits plans; modifying procedures for the Supreme Court

Judicial Nominating Commission to nominate candidates to the Governor for regional counsel positions; specifying that the nomination and appointment process applies retroactively; prohibiting the court from appointing a regional counsel to represent a defendant who has retained private counsel; specifying requirements for the manner of access to court facilities for regional counsels; amending s. 27.53, F.S.; revising requirements for the classification and pay plan jointly developed by the regional counsels; amending s. 39.0132, F.S.; authorizing regional counsels to access certain confidential information relating to proceedings involving children under specified circumstances; authorizing the release to regional counsels of certain confidential information relating to proceedings involving children under specified circumstances; amending s. 92.153, F.S.; providing a limit on costs for documents produced in response to a subpoena or records request by a regional counsel; amending s. 112.19, F.S.; revising the definition of the term “law enforcement, correctional, or correctional probation officer” to include regional counsel investigators for purposes of eligibility for certain death benefits; amending s. 320.025, F.S.; authorizing regional counsel offices to obtain fictitious names for motor vehicle and vessel plates or decals; amending s. 393.12, F.S.; waiving an education requirement for the appointment of attorneys from regional counsel offices to represent a person with a developmental disability; amending s. 394.916, F.S.; requiring a court to appoint a regional counsel or other counsel to represent an alleged sexually violent predator in the event of a conflict; amending s. 744.331, F.S.; waiving a certain training requirement for the appointment of attorneys from regional counsel offices to represent an alleged incapacitated person; amending s. 943.053, F.S.; specifying that a regional counsel office may not be charged a fee for accessing certain criminal justice information; requiring the Department of Law Enforcement to provide regional counsel offices online access to certain information; amending s. 945.10, F.S.; authorizing the release of certain records and information to regional counsels; amending s. 945.48, F.S.; authorizing the appointment of a regional counsel to represent an inmate subject to involuntary mental health treatment if certain conditions exist; amending s. 985.045, F.S.; requiring that regional counsel offices have access to official records of juveniles whom they represent; reenacting ss. 110.123(4)(e) and 112.1912(1), F.S., relating to the payment of health insurance premiums by state agencies for certain employees and surviving spouses and death benefits for education expenses for survivors of first responders, respectively, to incorporate the amendment made to s. 112.19, F.S., in references thereto; providing effective dates.

—was read the second time by title. On motion by Senator Baxley, by two-thirds vote, **CS for CS for SB 596** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

CS for SB 598—A bill to be entitled An act relating to public records; amending s. 320.025, F.S.; expanding a public records exemption to include all records pertaining to a registration application submitted by any criminal conflict and civil regional counsel office for a registration certificate and registration license plate or decal issued under a fictitious name; providing for future legislative review and repeal; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title. On motion by Senator Baxley, by two-thirds vote, **CS for SB 598** was read the third time by title, passed

by the required constitutional two-thirds vote of the members present and voting, and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

CS for CS for SB 80—A bill to be entitled An act for the relief of Christeia Jones, as guardian of Logan Grant, Denard Maybin, Jr., and Lanard Maybin; providing an appropriation to compensate them for injuries and damages sustained as a result of an automobile accident caused by Trooper Raul Umana, an employee of the Florida Highway Patrol, a division of the Department of Highway Safety and Motor Vehicles; providing a limitation on the payment of compensation and attorney fees; providing an effective date.

—was read the second time by title.

Senator Baxley moved the following amendment which was adopted:

Amendment 1 (807346) (with title amendment)—Delete lines 165-167 and insert:

Denard Maybin, Jr., and Lanard Maybin. Of the amount awarded under this act, the total amount paid for attorney fees may not exceed \$1.5 million, the total amount paid for lobbying fees may not exceed \$375,000, and the total amount paid for costs or other similar expenses may not exceed \$34,849.92.

And the title is amended as follows:

Delete line 10 and insert: and specified fees; providing an effective date.

On motion by Senator Baxley, by two-thirds vote, **CS for CS for SB 80**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—35

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

Nays—2

Gainer	Perry
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Vote after roll call:

Yea—Rouson

CS for SB 74—A bill to be entitled An act for the relief of Harry Augustin Shumow by the Public Health Trust of Miami-Dade County, d/ b/a Jackson Memorial Hospital; providing for an appropriation to compensate him for injuries sustained as a result of the negligence of an employee of the Public Health Trust of Miami-Dade County; providing a limitation on the payment of compensation and attorney fees, lobbying fees, and other costs or similar expenses; providing an effective date.

—was read the second time by title. On motion by Senator Rodriguez, by two-thirds vote, **CS for SB 74** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—35

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

Nays—2

Gainer	Perry
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CS for SB 58—A bill to be entitled An act for the relief of Yeilyn Quiroz Otero by Miami-Dade County; providing for the appropriation of funds to Heather Hasandras, as guardian of the property of Yeilyn Quiroz Otero, to compensate Miss Quiroz Otero for injuries sustained as a result of the negligence of an employee of Miami-Dade County; requiring that the funds, less certain fees and costs, be placed in a special needs trust for the exclusive use and benefit of Miss Quiroz Otero; requiring that any remaining funds in the trust upon the death of Miss Quiroz Otero revert to the Agency for Health Care Administration; providing a limitation on compensation and the payment of attorney fees; providing legislative intent regarding the waiver of certain liens; providing an effective date.

—was read the second time by title. On motion by Senator Rodriguez, by two-thirds vote, **CS for SB 58** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—35

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

Nays—2

Gainer	Perry
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Vote after roll call:

Yea—Baxley

CS for SB 1770—A bill to be entitled An act relating to donor human milk bank services; amending s. 409.906, F.S.; authorizing the Agency

for Health Care Administration to pay for donor human milk bank services as an optional Medicaid service if certain conditions are met; specifying coverage requirements; requiring the agency to adopt rules; authorizing the agency to seek federal approval; amending s. 409.908, F.S.; adding donor human milk bank services to the list of Medicaid services authorized for reimbursement on a fee-for-service basis; amending s. 409.973, F.S.; adding donor human milk bank services to the list of minimum benefits required to be covered by Medicaid managed care plans; providing an effective date.

—was read the second time by title. On motion by Senator Book, by two-thirds vote, **CS for SB 1770** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

CS for SB 1764—A bill to be entitled An act relating to the Municipal Solid Waste-to-Energy Program; creating s. 377.814, F.S.; creating the Municipal Solid Waste-to-Energy Program within the Department of Agriculture and Consumer Services for a specified purpose; defining terms; requiring the department, subject to appropriation, to provide annual financial assistance grants to municipal solid waste-to-energy facilities that meet certain requirements; requiring the department to distribute funds to qualifying applicants based on certain criteria; requiring the department to establish a process to verify the amount of certain electric power purchases; directing the Public Service Commission to provide assistance in verifying grant eligibility; requiring the department, subject to appropriation, to provide incentive grants to municipal solid waste-to-energy facilities to assist with certain costs; specifying requirements for applying for the funding; requiring the Department of Environmental Protection to provide assistance in determining grant eligibility and establishing requirements; requiring the department to perform grant overview; prohibiting funds from being used for specified purposes; establishing priority for funding for the grants; requiring the Department of Agriculture and Consumer Services to adopt rules; providing appropriations; authorizing the balance of certain unexpended funds to be carried forward for a specified number of years; authorizing positions; providing an effective date.

—was read the second time by title.

Senator Albritton moved the following amendment which was adopted:

Amendment 1 (577230) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 377.814, Florida Statutes, is created to read:

377.814 Municipal Solid Waste-to-Energy Program.—

(1) **CREATION AND PURPOSE OF THE PROGRAM.**—*The Municipal Solid Waste-to-Energy Program is created within the department. The purpose of the program is to provide financial assistance grants and incentive grants to municipal solid waste-to-energy facilities to incentivize the production and sale of energy from municipal solid waste-to-energy facilities while also reducing the amount of waste that would otherwise be disposed of in a landfill.*

(2) **DEFINITIONS.**—*For purposes of this section, the term:*

(a) “Department” means the Department of Agriculture and Consumer Services.

(b) “Municipal solid waste-to-energy facility” means a publicly owned facility that uses an enclosed device using controlled combustion to thermally break down solid waste to an ash residue that contains little or no combustible material and that produces electricity, steam, or other energy as a result. The term does not include facilities that primarily burn fuels other than solid waste even if such facilities also burn some solid waste as a fuel supplement. The term does not include facilities that primarily burn vegetative, agricultural, or silvicultural wastes, bagasse, clean dry wood, methane or other landfill gas, wood fuel derived from construction or demolition debris, or waste tires, alone or in combination with fossil fuels.

(3) **FINANCIAL ASSISTANCE GRANT PROGRAM.**—The department, subject to appropriation, shall provide annual financial assistance grants to municipal solid waste-to-energy facilities that entered into a power purchase agreement with an electric utility before January 1, 2022, which included capacity and energy payments, and the owner of the municipal solid waste-to-energy facility has entered into a new or amended power purchase agreement that either no longer includes capacity payments or includes capacity and energy payments in an amount less than the total of the capacity and energy payments the municipal solid waste-to-energy facility received under the power purchase agreement entered into before January 1, 2022.

(a) To apply for an annual financial assistance grant, the owner of a municipal solid waste-to-energy facility must submit an application to the department. The application must include the name of the applicant’s municipal solid waste-to-energy facility, the name of the utility purchasing the electric power from the municipal solid waste-to-energy facility, the total capacity and energy payment the municipal solid waste-to-energy facility received during the last year of the power purchase agreement entered into before January 1, 2022, and the amount of energy delivered to and the total amount paid for such power by an electric utility pursuant to a new or amended power purchase agreement during the preceding state fiscal year.

(b) The department shall distribute funds, subject to appropriation, to each qualifying applicant at a rate of 2 cents per kilowatt-hour of electric power purchased by an electric utility during the preceding state fiscal year, not to exceed the difference between the total capacity and energy payment the municipal solid waste-to-energy facility received during the last year of the power purchase agreement entered into before January 1, 2022, and the total of the capacity and energy payment the municipal solid waste-to-energy facility received under a new or amended power purchase agreement during the preceding state fiscal year. To the extent that funds are not available to provide financial assistance to each qualifying applicant for every qualifying kilowatt-hour purchased, the department shall prorate the funds on an equitable basis.

(c) The department shall establish a process to verify the amount of electric power purchased from a municipal solid waste-to-energy facility by an electric utility during each preceding state fiscal year. The Public Service Commission shall provide assistance to the department to help verify the information provided pursuant to paragraph (a).

(4) **INCENTIVE GRANT PROGRAM.**—The department, subject to appropriation, shall provide incentive grants to municipal solid waste-to-energy facilities to assist with the planning and designing for constructing, upgrading, or expanding a municipal solid waste-to-energy facility, including necessary legal or administrative expenses.

(a) To qualify for an incentive grant, the owner of a municipal solid waste-to-energy facility must apply to the department for funding; provide matching funds on a dollar-for-dollar basis; and demonstrate that the project is cost-effective, permissible, and implementable and complies with s. 403.7061.

(b) The Department of Environmental Protection shall provide assistance to the department in determining the eligibility of grant applications and establishing requirements to ensure the long-term and efficient operation and maintenance of facilities constructed or expanded under an incentive grant.

(c) The department shall perform adequate overview of each grant application and grant award, including technical review, regular in-

spection, disbursement approvals, and auditing, to implement this section.

(d) Funds awarded under the incentive grant program may not be used to promote, establish, or convert a residential collection system that does not provide for the separate collection of residential solid waste from recovered materials as defined in s. 403.703.

(e) The department shall require the termination or repayment of incentive grant funds if the department determines that program requirements are not being met.

(5) **FUNDING.**—

(a) Funds appropriated for the Municipal Solid Waste-to-Energy Program must first be used for financial assistance grants. Any funds remaining in a state fiscal year after disbursement to all qualifying applicants may be used to fund the incentive grant program.

(b) Funds awarded under the grant programs set forth in this section may not be used to support, subsidize, or enable the sale of electric power generated by a municipal solid waste-to-energy facility to any small electric utility eligible to petition the commission under s. 366.06(4).

(c) Notwithstanding s. 216.301 and pursuant to s. 216.351, funds allocated for the purpose of this section which are not disbursed by June 30 of the fiscal year in which the funds are allocated may be carried forward for up to 5 years after the effective date of the original appropriation.

(6) **RULES.**—The department shall adopt rules to implement and administer this section, including establishing grant application processes for financial assistance grants and incentive grants. The rules shall include application deadlines and establish the supporting documentation necessary to be provided to the department. In adopting rules relating to the financial assistance grant program, the department shall consult the Public Service Commission. In adopting rules for the incentive grant program, the department shall consult the Department of Environmental Protection.

Section 2. This act shall take effect July 1, 2022.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to the Municipal Solid Waste-to-Energy Program; creating s. 377.814, F.S.; creating the Municipal Solid Waste-to-Energy Program within the Department of Agriculture and Consumer Services for a specified purpose; defining terms; requiring the department, subject to appropriation, to provide annual financial assistance grants to municipal solid waste-to-energy facilities that meet certain requirements; requiring the department to distribute funds to qualifying applicants based on certain criteria; requiring the department to establish a process to verify the amount of certain electric power purchases; directing the Public Service Commission to provide assistance in verifying grant eligibility; requiring the department, subject to appropriation, to provide incentive grants to municipal solid waste-to-energy facilities to assist with certain costs; specifying requirements for applying for the funding; requiring the Department of Environmental Protection to provide assistance in determining grant eligibility and establishing requirements; requiring the department to perform grant overview; prohibiting funds from being used for specified purposes; establishing priority for funding for the grants; authorizing the balance of certain unexpended funds to be carried forward for a specified number of years; requiring the Department of Agriculture and Consumer Services to adopt rules; providing an effective date.

WHEREAS, as provided in s. 366.91(1), Florida Statutes, the Legislature has determined that it is in the public interest to promote the development of renewable energy resources in this state, and

WHEREAS, under s. 366.91, Florida Statutes, municipal solid waste-to-energy facilities that use biomass as a fuel or energy source are deemed to be producing renewable energy, and

WHEREAS, municipal solid waste-to-energy facilities provide a practical and sustainable solution to reducing landfill waste, reducing volume by about 87 percent, and

WHEREAS, the Legislature recognizes the benefits that municipal solid waste-to-energy facilities contribute to the state and its local communities, and

WHEREAS, the Legislature intends to incentivize the production and sale of energy from municipal solid waste-to-energy facilities through grant programs, NOW, THEREFORE,

On motion by Senator Albritton, by two-thirds vote, **CS for SB 1764**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

CS for SB 1122—A bill to be entitled An act relating to workforce education postsecondary student fees; amending ss. 1009.22 and 1009.23, F.S.; authorizing district school boards and Florida College System institutions’ boards of trustees, in consultation with certain organizations, to implement a plan for a differential out-of-state fee for specified purposes; requiring school districts and Florida College System institutions to prioritize the enrollment of certain students in specified programs of study; providing reporting requirements; providing an effective date.

—was read the second time by title. On motion by Senator Gainer, by two-thirds vote, **CS for SB 1122** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Consideration of **CS for CS for SB 1120** was deferred.

CS for SB 1110—A bill to be entitled An act relating to grease waste removal and disposal; creating s. 403.0741, F.S.; defining terms; requiring grease waste haulers to dispose of grease waste at disposal facilities; prohibiting grease waste haulers from returning grease waste and graywater to grease interceptors and traps and from disposing of grease waste at locations other than disposal facilities; requiring haulers to document grease waste removal and disposal with service manifests; providing requirements for the service manifests; requiring

inspecting entities to verify certain contracts and service manifests; requiring the Department of Environmental Protection to periodically inspect service manifests; providing penalties; authorizing local governments to regulate grease waste removal and disposal; providing construction; authorizing certain counties to opt out of specified requirements; requiring the department to adopt rules; providing an effective date.

—was read the second time by title. On motion by Senator Rouson, by two-thirds vote, **CS for SB 1110** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Consideration of **CS for SB 1016** was deferred.

SB 922—A bill to be entitled An act relating to the Florida Young Farmer and Rancher Matching Grant Program; creating s. 288.06572, F.S.; creating the program within the Department of Agriculture and Consumer Services; specifying the purpose of grants administered through the program; requiring the department to select grant recipients based on specified criteria; requiring the department to adopt rules; requiring that applicants meet specified eligibility requirements; specifying a range for grant amounts; providing that a recipient may not receive more than one award per year under the program; specifying that grant funding is contingent upon specific annual appropriation by the Legislature; providing an appropriation; providing an effective date.

—was read the second time by title. On motion by Senator Perry, by two-thirds vote, **SB 922** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

SB 868—A bill to be entitled An act relating to sexual battery on a mentally incapacitated person; amending s. 794.011, F.S.; revising the definition of the term “mentally incapacitated”; revising provisions concerning sexual battery upon a person who is mentally incapacitated; providing an effective date.

—was read the second time by title. On motion by Senator Stewart, by two-thirds vote, **SB 868** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

SPECIAL GUESTS

The President recognized Representative Allison Tant who was present in the chamber.

CS for CS for SB 856—A bill to be entitled An act relating to private provider inspections of onsite sewage treatment and disposal systems; amending s. 381.0065, F.S.; authorizing private provider inspections of onsite sewage treatment and disposal systems under certain conditions; specifying requirements for private providers and onsite sewage treatment and disposal system owners and authorized contractors; authorizing the Department of Environmental Protection to audit the performance of a specified percentage of such inspections; providing audit conditions and construction; requiring the department to submit a report to the Legislature reviewing the use of private providers to perform onsite sewage treatment and disposal system inspections by a specified date; providing report requirements; requiring the department to adopt rules and to initiate rulemaking by a specified date; providing an effective date.

—was read the second time by title. On motion by Senator Brodeur, by two-thirds vote, **CS for CS for SB 856** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Cruz	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
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

Vote after roll call:

Yea—Gainer

SB 1186—A bill to be entitled An act relating to agritourism; amending s. 570.85, F.S.; revising legislative intent regarding the promotion of agritourism; amending s. 570.87, F.S.; prohibiting the denial or revocation of a property's agricultural classification under certain

circumstances; requiring certain farm buildings, structures, facilities, or other improvements to be assessed according to specified provisions; providing an effective date.

—was read the second time by title. On motion by Senator Albritton, by two-thirds vote, **SB 1186** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

SB 236—A bill to be entitled An act relating to children with developmental delays; amending s. 1003.01, F.S.; revising the definition of the term “exceptional student” to include additional students with developmental delays; amending s. 1003.21, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title. On motion by Senator Jones, by two-thirds vote, **SB 236** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

CS for SB 226—A bill to be entitled An act relating to care for retired police dogs; providing a short title; creating s. 943.69, F.S.; providing legislative findings; defining terms; creating the Care for Retired Police Dogs Program within the Department of Law Enforcement; requiring the department to contract with a nonprofit corporation to administer and manage the program; specifying requirements for the nonprofit corporation; specifying requirements for the disbursement of funds for the veterinary care of eligible retired police dogs; limiting annual funding available for an eligible dog; prohibiting the accumulation of unused funds from a current year for use in a future year; prohibiting reimbursement in certain circumstances; providing for use of appropriated funds for administrative expenses; requiring the department to adopt rules; providing an appropriation; providing an effective date.

—was read the second time by title. On motion by Senator Powell, by two-thirds vote, **CS for SB 226** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Garcia, Rodriguez

Consideration of **CS for SB 606** was deferred.

CS for SB 632—A bill to be entitled An act relating to occupational therapy; amending s. 468.203, F.S.; defining and revising terms; amending s. 468.209, F.S.; revising eligibility requirements for the occupational therapist licensure examination; amending s. 468.215, F.S.; authorizing certain licensed occupational therapists to use a specified title and the associated initials; amending s. 468.223, F.S.; prohibiting certain persons from using a specified title and the associated initials; providing criminal penalties; amending ss. 468.225, 490.014, and 491.014, F.S.; revising construction; reenacting s. 490.012(1)(c), F.S., relating to violations, penalties, and injunctions, to incorporate the amendment made to s. 490.014, F.S., in a reference thereto; amending s. 1002.394, F.S.; conforming a provision to changes made by the act; reenacting s. 1002.66(2)(c), F.S., relating to specialized instructional services for children with disabilities, to incorporate the amendments made to s. 468.203, F.S., in a reference thereto; providing an effective date.

—was read the second time by title. On motion by Senator Bradley, by two-thirds vote, **CS for SB 632** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

THE PRESIDENT PRESIDING

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 as-

bestos 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 licenses 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.

—was read the second time by title. On motion by Senator Hooper, by two-thirds vote, **CS for SB 714** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

CS for SB 606—A bill to be entitled An act relating to boating safety; providing a short title; amending s. 327.02, F.S.; revising the definition of the term “livery vessel”; amending s. 327.30, F.S.; authorizing a court to impose a specified fine for certain boating collisions and accidents; requiring such fines to be deposited into the Marine Resources Conservation Trust Fund for specified purposes; defining the terms “convicted” and “conviction”; amending s. 327.54, F.S.; defining terms; prohibiting liveries, beginning on a specified date, from offering a vessel for lease or rent without a livery permit; specifying requirements and qualifications for the permit; authorizing the Fish and Wildlife Conservation Commission to adopt rules; providing penalties for permit violations; revising the conditions under which a livery may not knowingly lease or rent a vessel; requiring a person receiving safety instruction to provide the livery with a specified signed attestation; requiring a written agreement between a livery and a renter or lessee; providing requirements for such agreement; providing that a livery must insure livery vessels and offer insurance to renters; requiring specified boating safety education courses for certain instructors; requiring liveries to report certain accidents to the Division of Law Enforcement of the commission; requiring liveries to make facilities and records available to law enforcement upon notice; providing penalties for violations and additional penalties for subsequent violations; prohibiting violators from operating a vessel or acting as a livery for a

specified timeframe after such a violation; authorizing the commission, beginning on a specified date, to revoke or refuse to issue permits for repeated violations; amending s. 327.73, F.S.; increasing fines for violations of certain boating regulations; providing fines for improper transfers of title and failures to update vessel registration information; authorizing certain fees and penalties deposited into the Marine Resources Conservation Trust Fund to be used for law enforcement purposes; amending s. 327.731, F.S.; imposing a fine for persons convicted of certain criminal or noncriminal infractions; providing for the deposit of such fines into the Marine Resources Conservation Trust Fund; requiring the commission to maintain a program to ensure compliance with certain boating safety education requirements; specifying requirements for the program; amending s. 328.03, F.S.; providing that an improper transfer of vessel title is subject to a civil penalty; amending s. 328.48, F.S.; requiring that the address provided in a vessel registration application and a certificate of registration be a physical residential or business address; authorizing the commission to accept post office box addresses in lieu of the physical residential or business address; providing that a person who fails to update his or her vessel registration information within a specified timeframe is subject to a civil penalty; providing an appropriation to, and authorizing positions for, the commission to create an Illegal Boating Strike Team; providing the duties of the strike team; providing additional appropriations to the commission and authorizing a position for a specified purpose; providing effective dates.

—was read the second time by title.

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

Senator Garcia moved the following amendment:

Amendment 1 (472652) (with title amendment)—Delete every-thing after the enacting clause and insert:

Section 1. *This act may be cited as the “Boating Safety Act of 2022.”*

Section 2. Subsection (7) is added to section 327.30, Florida Statutes, to read:

327.30 Collisions, accidents, and casualties.—

(7) *In addition to any other penalty provided by law, a court may order a person convicted of a violation of this section or of any rule adopted or order issued by the commission pursuant to this section to pay an additional fine of up to \$1,000 per violation. All fines assessed and collected pursuant to this subsection shall be remitted by the clerk of the court to the Department of Revenue to be deposited into the Marine Resources Conservation Trust Fund to be used to enhance state and local law enforcement activities related to boating infractions. As used in this subsection, the terms “convicted” and “conviction” mean any judicial disposition other than acquittal or dismissal.*

Section 3. Effective January 1, 2023, section 327.54, Florida Statutes, is amended to read:

327.54 Liveries; safety regulations; penalty.—

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

(a) *“Advertise” means to describe or draw attention to a vessel and its availability for lease or rental in any medium for the purpose of promoting the lease or rental of the vessel.*

(b) *“Conviction” means any judicial disposition other than acquittal or dismissal.*

(c) *“Livery” means a person who advertises and offers a livery vessel for use by another in exchange for any type of consideration when such person does not also provide the lessee or renter with a captain, a crew, or any type of staff or personnel to operate, oversee, maintain, or manage the vessel. The owner of a vessel who does not advertise his or her vessel for use by another for consideration and who loans or offers his or her vessel for use to another known to him or her either for consideration or without consideration is not a livery. A vessel rented or leased by a livery is a livery vessel as defined in s. 327.02.*

(d) *“Seaworthy” means the vessel and all of its parts and equipment, including, but not limited to, engines, bilge pumps, and kill switches, are functional and reasonably fit for their intended purpose.*

(2) *A livery may not offer a vessel for lease or rent without first being issued a no-cost livery permit by the commission. The permit must be renewed annually. To qualify for issuance or renewal of a livery permit, an applicant must provide the commission with a list of all vessels offered by the livery for lease or rent by another, have valid insurance pursuant to subsection (7), have an amount of United States Coast Guard-approved lawful personal floatation devices on site sufficient to accommodate the capacity of all vessels offered by the livery for rent or lease by another, have on site all safety equipment required by s. 327.50 and the Code of Federal Regulations sufficient to equip all vessels offered by the livery for rent or lease by another, and display the information required by paragraph (3)(f). If, before the annual renewal of the permit, the information required by this subsection changes, the livery must provide the commission with the updated information within 10 days after the change.*

(a) *The commission may adopt rules to implement this subsection.*

(b) *A person who violates this subsection commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.*

(3) *A livery may not knowingly lease, hire, or rent a vessel to any person:*

(a) *When the number of persons intending to use the vessel exceeds the number considered to constitute a maximum safety load for the vessel as specified on the authorized persons capacity plate of the vessel.*

(b) *When the horsepower of the motor exceeds the capacity of the vessel.*

(c) *When the vessel does not contain the required safety equipment required under s. 327.50.*

(d) *When the vessel is not seaworthy, is a derelict vessel as defined in s. 823.11, or is at risk of becoming derelict as provided in s. 327.4107.*

(e) ~~When the vessel is equipped with a motor of 10 horsepower or greater,~~ *Unless the livery provides pre-rental pre-rental or pre-ride pre-ride instruction in compliance with rules established by the commission.*

1. ~~The instruction must include that includes,~~ but need not be limited to:

a. ~~1.~~ Operational characteristics of the vessel to be rented.

b. ~~2.~~ Safe vessel operation and vessel right-of-way.

c. ~~3.~~ The responsibility of the vessel operator for the safe and proper operation of the vessel.

d. ~~4.~~ Local characteristics of the waterway where the vessel will be operated, such as navigational hazards, the presence of boating-restricted areas, and water depths.

e. *Emergency procedures, such as appropriate responses to capsizing, falls overboard, taking on water, and vessel accidents.*

2. *Any person receiving instruction in the safe handling of livery vessels pursuant to this paragraph must provide the livery with a written statement attesting to each component of the instruction.*

a. *The commission shall establish by rule the content of the statement form.*

b. *The statement form must be signed by the individual providing the instruction.*

c. *The livery shall maintain the statement form for no less than 90 days and, upon request, make the form available for inspection by law enforcement.*

~~Any person delivering the information specified in this paragraph must have successfully completed a boater safety course approved by the National Association of State Boating Law Administrators and this state.~~

(f) Unless the livery displays boating safety information in a place visible to the renting public. The commission shall prescribe by rule, pursuant to chapter 120, the contents and size of the boating safety information to be displayed.

(g) ~~Unless the livery has a written agreement with the renter or lessee. The written agreement must include the name, address, and date of birth for the renter and the number of people aboard the vessel, as well as the time the vessel is required to be returned to the livery or another specified location and an emergency contact name, address, and telephone number. The livery shall maintain each agreement for no less than 1 year and, upon request, make each agreement available for inspection by law enforcement.~~

(4)(2) A livery may not knowingly lease, hire, or rent a vessel to a person who is required to comply with s. 327.395 unless such person presents to the livery the documentation required by s. 327.395(2) for the operation of a vessel or meets the exemption provided under s. 327.395(6)(f).

(5)(3) ~~If a vessel rented or leased by a livery is unnecessarily overdue more than 4 hours after the contracted vessel rental time has expired, the livery must shall notify law enforcement the proper authorities.~~

(6)(4)(a) A livery may not knowingly lease, hire, or rent a livery vessel, other than a human-powered vessel, personal watercraft to any person who is under 18 years of age.

(b) ~~A livery may not knowingly lease, hire, or rent a personal watercraft to any person who has not received instruction in the safe handling of personal watercraft, in compliance with rules established by the commission pursuant to chapter 120.~~

(c) ~~Any person receiving instruction in the safe handling of personal watercraft pursuant to a program established by rule of the commission must provide the livery with a written statement attesting to the same.~~

(7)(5) A livery may not lease, hire, or rent any personal watercraft or offer to lease, hire, or rent any livery vessel personal watercraft unless the livery first obtains and carries in full force and effect a policy from a licensed insurance carrier in this state which insures the livery and the renter, insuring against any accident, loss, injury, property damage, or other casualty caused by or resulting from the operation of the livery vessel personal watercraft. The insurance policy must shall provide coverage of at least \$500,000 per person and \$1 million per event. The livery shall must have proof of such insurance available for inspection at the location where livery vessels personal watercraft are being leased, hired, or rented, or offered for lease, hire, or rent, and shall provide to each renter the insurance carrier's name and address and the insurance policy number. *This subsection does not apply to human-powered vessels.*

(8) *Notwithstanding the person's age or any exemptions provided in s. 327.395, any person delivering instruction regarding the safe operation of vessels or pre-rental or pre-ride instruction in accordance with subsection (3) must have successfully completed a boating safety education course approved by the National Association of State Boating Law Administrators and this state.*

(9) *If a vessel rented or leased by a livery is involved in an accident, the livery must report the accident to the division.*

(10) *A livery shall make its facilities and records available for inspection upon request by law enforcement no later than 24 hours after receiving notice from law enforcement.*

(11)(a)(6) Any person convicted of violating this section, other than subsection (2), who has not been convicted of a violation of this section within the past 3 years commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

(b) *Unless the stricter penalties in paragraph (c) apply, a person who violates this section, other than subsection (2), within 3 years after a previous conviction of a violation of this section commits a misdemeanor*

of the first degree, punishable as provided in s. 775.082 or s. 775.083, with a minimum mandatory fine of \$500.

(c) *A person who violates this section, other than subsection (2), within 5 years after two previous convictions for a violation of this section commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083, with a minimum mandatory fine of \$1,000.*

(12) *A person who commits more than one violation of this section, other than subsection (2), within a 3-year period may not act as a livery during a 90-day period immediately after being charged with that violation. The commission may revoke or refuse to issue a permit under subsection (2) based on repeated violations of this section.*

Section 4. Subsections (1) and (8) of section 327.73, Florida Statutes, are amended to read:

327.73 Noncriminal infractions.—

(1) Violations of the following provisions of the vessel laws of this state are noncriminal infractions:

(a) Section 328.46, relating to operation of unregistered and un-numbered vessels.

(b) Section 328.48(4), relating to display of number and possession of registration certificate.

(c) Section 328.48(5), relating to display of decal.

(d) Section 328.52(2), relating to display of number.

(e) Section 328.54, relating to spacing of digits and letters of identification number.

(f) Section 328.60, relating to military personnel and registration of vessels.

(g) Section 328.72(13), relating to operation with an expired registration, for which the penalty is:

1. For a first or subsequent offense of s. 328.72(13)(a), up to a maximum of \$100 ~~\$50~~.

2. For a first offense of s. 328.72(13)(b), up to a maximum of \$250.

3. For a second or subsequent offense of s. 328.72(13)(b), up to a maximum of \$500. Any person cited for a noncriminal infraction under this subparagraph may not have the provisions of paragraph (4)(a) available to him or her but must appear before the designated official at the time and location of the scheduled hearing.

(h) Section 327.33(2), relating to careless operation.

(i) Section 327.37, relating to water skiing, aquaplaning, parasailing, and similar activities.

(j) Section 327.44, relating to interference with navigation.

(k) Violations relating to boating-restricted areas and speed limits:

1. Established by the commission or by local governmental authorities pursuant to s. 327.46.

2. Speed limits established pursuant to s. 379.2431(2).

(l) Section 327.48, relating to regattas and races.

(m) Section 327.50(1) and (2), relating to required safety equipment, lights, and shapes.

(n) Section 327.65, relating to muffling devices.

(o) Section 327.33(3)(b), relating to a violation of navigation rules:

1. That does not result in an accident; or

2. That results in an accident not causing serious bodily injury or death, for which the penalty is:

- a. For a first offense, up to a maximum of ~~\$500~~ ~~\$250~~.
- b. For a second offense, up to a maximum of ~~\$1,000~~ ~~\$750~~.
- c. For a third or subsequent offense, up to a maximum of ~~\$1,500~~ ~~\$1,000~~.
- (p) Section 327.39(1), (2), (3), and (5), relating to personal watercraft.
- (q) Section 327.53(1), (2), (3), and (8), relating to marine sanitation.
- (r) Section 327.53(4), (5), and (7), relating to marine sanitation, and s. 327.60, relating to no-discharge zones, for which the civil penalty is \$250.
- (s) Section 327.395, relating to boater safety education. However, a person cited for violating the requirements of s. 327.395 relating to failure to have required proof of boating safety education in his or her possession may not be convicted if, before or at the time of a county court hearing, the person produces proof of the boating safety education identification card or temporary certificate for verification by the hearing officer or the court clerk and the identification card or temporary certificate was valid at the time the person was cited.
- (t) Section 327.52(3), relating to operation of overloaded or overpowered vessels.
- (u) Section 327.331, relating to divers-down warning devices, except for violations meeting the requirements of s. 327.33.
- (v) Section 327.391(1), relating to the requirement for an adequate muffler on an airboat.
- (w) Section 327.391(3), relating to the display of a flag on an airboat.
- (x) Section 253.04(3)(a), relating to carelessly causing seagrass scarring, for which the civil penalty upon conviction is:
1. For a first offense, ~~\$100~~ ~~\$50~~.
 2. For a second offense occurring within 12 months after a prior conviction, \$250.
 3. For a third offense occurring within 36 months after a prior conviction, \$500.
 4. For a fourth or subsequent offense occurring within 72 months after a prior conviction, \$1,000.
- (y) Section 327.45, relating to protection zones for springs, for which the penalty is:
1. For a first offense, ~~\$100~~ ~~\$50~~.
 2. For a second offense occurring within 12 months after a prior conviction, \$250.
 3. For a third offense occurring within 36 months after a prior conviction, \$500.
 4. For a fourth or subsequent offense occurring within 72 months after a prior conviction, \$1,000.
- (z) Section 327.4108, relating to the anchoring of vessels in anchoring limitation areas, for which the penalty is:
1. For a first offense, up to a maximum of ~~\$100~~ ~~\$50~~.
 2. For a second offense, up to a maximum of ~~\$250~~ ~~\$100~~.
 3. For a third or subsequent offense, up to a maximum of ~~\$500~~ ~~\$250~~.
- (aa) Section 327.4107, relating to vessels at risk of becoming derelict on waters of this state, for which the civil penalty is:
1. For a first offense, \$100.
 2. For a second offense occurring 30 days or more after a first offense, \$250.

3. For a third or subsequent offense occurring 30 days or more after a previous offense, \$500.

A vessel that is the subject of three or more violations issued pursuant to the same paragraph of s. 327.4107(2) within an 18-month period which result in dispositions other than acquittal or dismissal shall be declared to be a public nuisance and subject to ss. 705.103(2) and (4) and 823.11(3). The commission, an officer of the commission, or a law enforcement agency or officer specified in s. 327.70 may relocate, remove, or cause to be relocated or removed such public nuisance vessels from waters of this state. The commission, an officer of the commission, or a law enforcement agency or officer acting pursuant to this paragraph upon waters of this state shall be held harmless for all damages to the vessel resulting from such relocation or removal unless the damage results from gross negligence or willful misconduct as these terms are defined in s. 823.11.

(bb) Section 327.4109, relating to anchoring or mooring in a prohibited area, for which the penalty is:

1. For a first offense, up to a maximum of ~~\$100~~ ~~\$50~~.
2. For a second offense, up to a maximum of ~~\$250~~ ~~\$100~~.
3. For a third or subsequent offense, up to a maximum of ~~\$500~~ ~~\$250~~.

(cc) Section 327.463(4)(a) and (b), relating to vessels creating special hazards, for which the penalty is:

1. For a first offense, ~~\$100~~ ~~\$50~~.
2. For a second offense occurring within 12 months after a prior offense, ~~\$250~~ ~~\$100~~.
3. For a third offense occurring within 36 months after a prior offense, ~~\$500~~ ~~\$250~~.

(dd) Section 327.371, relating to the regulation of human-powered vessels.

(ee) Section 328.03, relating to an improper transfer of title, for which the penalty is up to a maximum of \$500.

(ff) Section 328.48(9), relating to the failure to update vessel registration information, for which the penalty is up to a maximum of \$500.

Any person cited for a violation of ~~any provision of~~ this subsection shall be deemed to be charged with a noncriminal infraction, shall be cited for such an infraction, and shall be cited to appear before the county court. The civil penalty for any such infraction is ~~\$100~~ ~~\$50~~, except as otherwise provided in this section. Any person who fails to appear or otherwise properly respond to a uniform boating citation ~~shall~~, in addition to the charge relating to the violation of the boating laws of this state, *must* be charged with the offense of failing to respond to such citation and, upon conviction, be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. A written warning to this effect shall be provided at the time such uniform boating citation is issued.

(8) All fees and civil penalties assessed and collected pursuant to this section shall be remitted by the clerk of the court to the Department of Revenue to be deposited into the Marine Resources Conservation Trust Fund for boating safety education *or law enforcement* purposes.

Section 5. Subsection (1) of section 327.731, Florida Statutes, is amended, and subsection (4) is added to that section, to read:

327.731 Mandatory education for violators.—

(1) A person convicted of a criminal violation under this chapter, convicted of a noncriminal infraction under this chapter if the infraction resulted in a reportable boating accident, or convicted of two non-criminal infractions as specified in s. 327.73(1)(h)-(k), (m), (o), (p), and (s)-(y), *the said* infractions occurring within a 12-month period, must:

(a) Enroll in, attend, and successfully complete, at his or her own expense, a classroom or online boating safety course that is approved by and meets the minimum standards established by commission rule;

(b) File with the commission within 90 days proof of successful completion of the course; ~~and~~

(c) Refrain from operating a vessel until he or she has filed proof of successful completion of the course with the commission; *and*

(d) *Pay a fine of \$500. The clerk of the court shall remit all fines assessed and collected under this paragraph to the Department of Revenue to be deposited into the Marine Resources Conservation Trust Fund to support law enforcement activities.*

(4) *The commission shall maintain a program to ensure compliance with the mandatory boating safety education requirements under this section. This program must:*

(a) *Track any citations resulting in a conviction under this section and the disposition of such citations.*

(b) *Send specific notices to each person subject to the requirement for mandatory boating safety education.*

Section 6. Subsection (3) of section 328.03, Florida Statutes, is amended to read:

328.03 Certificate of title required.—

(3) A person ~~may shall~~ not sell, assign, or transfer a vessel titled by the state without delivering to the purchaser or transferee a valid certificate of title with an assignment on it showing the transfer of title to the purchaser or transferee. A person ~~may shall~~ not purchase or otherwise acquire a vessel required to be titled by the state without obtaining a certificate of title for the vessel in his or her name. The purchaser or transferee shall, within 30 days after a change in vessel ownership, file an application for a title transfer with the county tax collector. An additional \$10 fee ~~must shall~~ be charged against the purchaser or transferee if he or she files a title transfer application after the 30-day period. The county tax collector ~~may shall be entitled to~~ retain \$5 of the additional amount. *Any person who does not properly transfer title of a vessel pursuant to this chapter is subject to the penalties provided in s. 327.73(1)(ee).*

Section 7. Effective July 1, 2023, subsection (4) of section 328.03, Florida Statutes, as amended by chapter 2019-76, Laws of Florida, is amended to read:

328.03 Certificate of title required.—

(4) An additional \$10 fee shall be charged against the purchaser or transferee if he or she files a title transfer application after the 30-day period. The county tax collector ~~may shall be entitled to~~ retain \$5 of the additional amount. *Any person who does not properly transfer title of a vessel pursuant to this chapter is subject to the penalties provided in s. 327.73(1)(ee).*

Section 8. Paragraph (a) of subsection (1) and subsection (4) of section 328.48, Florida Statutes, are amended, and subsection (9) is added to that section, to read:

328.48 Vessel registration, application, certificate, number, decal, duplicate certificate.—

(1)(a) The owner of each vessel required by this law to pay a registration fee and secure an identification number shall file an application with the county tax collector. The application ~~must shall~~ provide the owner's name and *physical residential or business* address; residency status; personal or business identification; and a complete description of the vessel, and ~~must shall~~ be accompanied by payment of the applicable fee required in s. 328.72. An individual applicant must provide a valid driver license or identification card issued by this state or another state or a valid passport. A business applicant must provide a federal employer identification number, if applicable, verification that the business is authorized to conduct business in ~~this the~~ state, or a Florida city or county business license or number. Registration is not required for any vessel that is not used on the waters of this state. *Upon receipt of an application from a live-aboard vessel owner whose primary residence is the vessel, the commission may authorize such owner to provide a post office box address in lieu of a physical residential or business address.*

(4) Each certificate of registration issued ~~must shall~~ state among other items the numbers awarded to the vessel, the hull identification number, the name and *physical residential or business* address of the owner, and a description of the vessel, except that certificates of registration for vessels constructed or assembled by the owner registered for the first time ~~must shall~~ state all the foregoing information except the hull identification number. The numbers ~~must shall~~ be placed on each side of the forward half of the vessel in such position as to provide clear legibility for identification, except, if the vessel is an airboat, the numbers may be placed on each side of the rudder. The numbers awarded to the vessel ~~must shall~~ read from left to right and ~~must shall~~ be in block characters of good proportion not less than 3 inches in height. The numbers ~~must shall~~ be of a solid color ~~that which~~ will contrast with the color of the background and ~~must shall~~ be so maintained as to be clearly visible and legible; i.e., dark numbers on a light background or light numbers on a dark background. The certificate of registration ~~must shall~~ be pocket-sized and ~~must shall~~ be available for inspection on the vessel for which issued whenever such vessel is in operation. *Upon receipt of an application from a live-aboard vessel owner whose primary residence is the vessel, the commission may authorize such owner to provide a post office box address in lieu of a physical residential address.*

(9) *A person who does not update his or her vessel registration information with the county tax collector within 6 months after a change to the information is subject to the penalties provided in s. 327.73(1)(ff).*

Section 9. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2022.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to boating safety; providing a short title; amending s. 327.30, F.S.; authorizing a court to impose a specified fine for certain boating collisions and accidents; requiring such fines to be deposited into the Marine Resources Conservation Trust Fund for specified purposes; defining terms; amending s. 327.54, F.S.; defining terms; prohibiting liveries from offering a vessel for lease or rent without a livery permit; specifying requirements and qualifications for the permit; authorizing the Fish and Wildlife Conservation Commission to adopt rules; providing penalties for permit violations; revising the conditions under which a livery may not knowingly lease or rent a vessel; requiring a person receiving safety instruction to provide the livery with a specified signed attestation; requiring a written agreement between a livery and a renter or lessee; providing requirements for such agreement; requiring a livery to notify law enforcement of overdue rentals or leases under certain circumstances; prohibiting a livery from knowingly leasing or renting a livery vessel to certain persons; providing an exception; revising livery insurance requirements; providing applicability; requiring specified boating safety education courses for certain instructors; requiring liveries to report certain accidents to the Division of Law Enforcement of the commission; requiring liveries to make facilities and records available to law enforcement upon notice; providing penalties for violations and additional penalties for subsequent violations; prohibiting certain violators from acting as a livery for a specified timeframe after such a violation; authorizing the commission, beginning on a specified date, to revoke or refuse to issue permits for repeated violations; amending s. 327.73, F.S.; increasing fines for violations of certain boating regulations; providing fines for improper transfers of title and failures to update vessel registration information; authorizing certain fees and penalties deposited into the Marine Resources Conservation Trust Fund to be used for law enforcement purposes; amending s. 327.731, F.S.; imposing a fine for persons convicted of certain criminal or noncriminal infractions; providing for the deposit of such fines into the Marine Resources Conservation Trust Fund; requiring the commission to maintain a program to ensure compliance with certain boating safety education requirements; specifying requirements for the program; amending s. 328.03, F.S.; providing that an improper transfer of vessel title is subject to a civil penalty; amending s. 328.48, F.S.; requiring that the address provided in a vessel registration application and a certificate of registration be a physical residential or business address; authorizing the commission to accept post office box addresses in lieu of the physical residential or business address; providing that a person who fails to update his or her vessel registration information within a specified timeframe is subject to a civil penalty; providing effective dates.

Late-filed **Amendment 1A (817592)** to **Amendment 1 (472652)** was withdrawn.

Amendment 1 (472652) was adopted.

RECONSIDERATION OF AMENDMENT

On motion by Senator Garcia, the Senate reconsidered the vote by which **Amendment 1A (817592)** to **Amendment 1 (472652)** was withdrawn.

On motion by Senator Garcia, the Senate reconsidered the vote by which **Amendment 1 (472652)** was adopted.

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

Senator Brandes offered the following amendment to **Amendment 1 (472652)** which was moved by Senator Garcia and adopted:

Amendment 1A (817592)—Delete line 39 and insert:
consideration or without consideration is not a livery. A public or private school or postsecondary institution located within this state is not a livery. A vessel

Amendment 1 (472652), as amended, was adopted.

On motion by Senator Garcia, by two-thirds vote, **CS for SB 606**, 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	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Gainer	Polsky
Bean	Garcia	Powell
Berman	Gibson	Rodriguez
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Stargel
Brodeur	Hutson	Stewart
Broxson	Jones	Taddeo
Burgess	Mayfield	Torres
Cruz	Passidomo	Wright

Nays—None

MOTIONS

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

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 Tuesday, March 1, 2022: CS for CS for SB 1332, CS for SB 1844, CS for SB 1846, CS for SB 70, CS for SB 266, CS for CS for SB 364, CS for SB 518, CS for CS for SB 596, CS for SB 598, CS for CS for SB 80, CS for SB 74, CS for SB 58, CS for SB 1770, CS for SB 1764, CS for SB 1122, CS for CS for SB 1120, CS for SB 1110, CS for SB 1016, SB 922, SB 868, CS for CS for SB 856, SB 1186, SB 236, CS for SB 226, CS for SB 606, CS for SB 632, CS for SB 714.

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

REPORTS OF COMMITTEES

The Committee on Appropriations recommends the following pass: SB 536 with 1 amendment; CS for SB 1060; CS for SB 1710 with 1 amendment; CS for SB 1796 with 1 amendment

The bills were referred to the Committee on Rules under the original reference.

The Committee on Appropriations recommends the following pass: CS for SB 898; CS for SB 1210; SB 1358; HB 5011 with 1 amendment; HB 5015 with 1 amendment; HB 5301 with 1 amendment

The bills were placed on the Calendar.

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 160; SB 268; CS for SB 1010; CS for SB 1952; SB 7012

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Appropriations; and Transportation; and Senator Harrell—

CS for 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 Appropriations; and Senator Diaz—

CS for SB 268—A bill to be entitled An act relating to the proclamation of “Victims of Communism Day”; creating s. 683.334, F.S.; requiring the Governor to proclaim November 7 annually as “Victims of Communism Day”; requiring the day to be observed in public schools and by public exercise; requiring a day other than November 7 to be observed by public schools under a specified circumstance; requiring certain high school students to receive specified instruction on Victims of Communism Day; requiring the State Board of Education to adopt specified revised social studies standards; providing an effective date.

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

CS for CS for SB 1010—A bill to be entitled An act relating to uterine fibroid research and education; creating s. 381.9312, F.S.; providing definitions; requiring the Department of Health to develop and maintain an electronic database of information related to uterine fibroids; providing a specified purpose for such database; requiring that the database include specified information; requiring health care providers to submit certain information to the department for inclusion in the database; prohibiting the database from including any personal identifying information; requiring the department to develop and include information related to uterine fibroids in certain literature currently made available to the public for a specified purpose; providing appropriations and authorizing a position; providing an effective date.

By the Committees on Appropriations; and Governmental Oversight and Accountability; and Senator Albritton—

CS for 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.

By the Committees on Appropriations; and Environment and Natural Resources—

CS for SB 7012—A bill to be entitled An act relating to cleanup of perfluoroalkyl and polyfluoroalkyl substances; creating s. 376.91, F.S.; defining terms; requiring the Department of Environmental Protection to adopt rules for statewide cleanup target levels for perfluoroalkyl and polyfluoroalkyl substances in soil and groundwater by a specified date; prohibiting such rules from taking effect until ratified by the Legislature; providing that certain persons are not subject to administrative or judicial action under certain circumstances; providing that certain statutes of limitations are tolled from a specified date; providing construction; providing a directive to the Division of Law Revision; providing an effective date.

SENATE CONFEREES APPOINTED

The President appointed the following conferees on the part of the Senate: Appropriations Conference Committee: Senator Stargel, Chair; Senators Bean, Book, Gibson, Mayfield, Passidomo, Perry, Powell, Rouson, and Stewart, At Large; Appropriations Conference Committee on Agriculture, Environment, and General Government: Senator Albritton, Chair; Senators Ausley, Berman, Boyd, Bradley, Brodeur, Garcia, Mayfield, Rodrigues, and Stewart; Appropriations Conference Committee on Criminal and Civil Justice: Senator Perry, Chair; Senators Baxley, Bracy, Gainer, Pizzo, Rodriguez, Torres, and Wright; Appropriations Conference Committee on Education: Senator Broxson, Chair; Senators Cruz, Diaz, Gibson, Gruters, Hutson, Passidomo, and Polsky; Appropriations Conference Committee on Health and Human Services: Senator Bean, Chair; Senators Book, Brodeur, Burgess, Diaz, Farmer, Harrell, Jones, Rodrigues, Rodriguez, and Rouson; Appropriations Conference Committee on Transportation, Tourism, and Economic Development: Senator Gainer, Chair; Senators Ausley, Boyd, Cruz, Garcia, Gibson, Hooper, Mayfield, Perry, Taddeo, and Wright.

HOUSE CONFEREES APPOINTED

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the Speaker of the House of Representatives has appointed the following Representatives to the Conference Committee on HB 5001 to serve with Rep. Trumbull, Chair; Managers At-Large: Reps. Alexander, Avila, Brown, Burton, Bush, Clemons, Diamond, Drake, Driskell, Duran, Fine, Geller, Grall, Grant,

Ingoglia, Jenne, Latvala, Leek, Massullo, McClure, Omphroy, Payne, Perez, Plakon, Plasencia, Renner, Roth, Stevenson, Tomkow, Willhite, Williams, and Williamson; House Agriculture & Natural Resources/Senate Agriculture, Environment & General Government—Rep. Tomkow, House Chair; Reps. Botana, Brannan, Buchanan, Busatta, Cabrera, Campbell, Chambliss, Clemons, Fabricio, McClure, Morales, Omphroy, Roth, Stevenson, and Tant; House Health Care/Senate Health & Human Services—Rep. Avila, Chair; Reps. Altman, Brown, Duran, Garrison, Harding, Robinson, W., Salzman, Sirois, Skidmore, C. Smith, Snyder, Trabulsy, Woodson, and Yarborough; House Higher Education/Senate Education—Rep. Plasencia, Chair; Reps. Casello, Grieco, Hawkins, Maggard, Maney, Mariano, McCurdy, Melo, Nixon, Rizo, Rodriguez, Shoaf, Thompson, Tuck, and Zika; House Infrastructure & Tourism/Senate Transportation, Tourism & Economic Development—Rep. Williamson, Chair; Reps. Arrington, Bell, Chaney, Daley, Harding, Hart, Hunschofsky, LaMarca, McFarland, Mooney, Persons-Mulicka, Plasencia, Rommel, Silvers, Slosberg-King, and Toledo, House Justice/Senate Criminal and Civil Justice—Rep. Plakon, Chair; Reps. Barnaby, Beltran, Benjamin, Byrd, Caruso, Davis, Fabricio, Fernandez-Barquin, Gottlieb, Gregory, Hage, Joseph, Koster, Learned, Rayner, and D. Smith; House PreK-12/Senate Education—Rep. Fine, Chair; Reps. Aloupis, Andrade, Bartleman, Bell, Bush, DiCeglie, Eskamani, Hawkins, Maney, McClain, Roach, D. Smith, Truenow, Valdés, Willhite, Williams; House State Administration & Technology/Senate Agriculture, Environment & General Government—Rep. Stevenson, Chair; Reps. Borrero, Campbell, Duggan, Fabricio, Fetterhoff, Fischer, Giallombardo, Goff-Marcil, Hinson, Killebrew, Maggard, McCurdy, Overdorf, Robinson, F., and Sabatini.

Jeff Takacs, Clerk

CORRECTION AND APPROVAL OF JOURNAL

The Journals of February 23 and February 28 were corrected and approved.

CO-INTRODUCERS

Senators Ausley—SB 730; Jones—CS for SB 228; Rodrigues—SB 7044

ADJOURNMENT

On motion by Senator Passidomo, the Senate adjourned at 11:10 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Wednesday, March 2 or upon call of the President.