



Journal of the Senate

Number 17—Regular Session

Wednesday, March 2, 2022

CONTENTS

Bills on Special Orders 521
 Call to Order 486, 497, 521
 Co-Introducers 543
 Committee Substitutes, First Reading 521
 House Messages, Final Action 543
 House Messages, First Reading 531
 Motions 489, 521
 Recess 497, 521
 Remarks 493
 Reports of Committees 521
 Resolutions 486
 Special Guests 493, 518
 Special Order Calendar 487, 497, 521
 Special Presentation 493, 497
 Special Recognition 492

CALL TO ORDER

The Senate was called to order by President Simpson at 10:00 a.m. A quorum present—38:

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

PRAYER

The following prayer was offered by Rabbi Moshe Matz, Agudath Israel of Florida, Aventura:

Good morning, Senate President, leadership, and members of this esteemed body. I'm once again humbled to be standing before you in this consequential chamber to offer the opening prayer. I will admit that at first, my words may not sound like a prayer but in truth, they are a prayer and an expression of my deep hope for all our elected officials.

In Jewish law and tradition, we are educated to work on developing one of the most essential traits for a meaningful and spiritual life—the ability to pause before acting. From the moment we open our eyes first in the morning, we must first pause and contemplate the fact that we have been gifted a new day of life and that we are thankful to G-d for the opportunities that lie ahead. Before every action, we take a moment to internalize the gifts that G-d has bestowed upon us and the responsibility that we have to use them properly. Even a simple act of drinking a glass of water is not an impulsive behavior of gulping down the contents—it's an exercise of thought. We pause before we drink and recite the blessing, "Blessed you, Hashem, our G-d, King of the Universe, through his word everything came to be."

We are living in uncertain times—the invasion of Ukraine, the fear of a world war, G-d forbid, the remnants of Covid and the impact on our daily lives, a struggling economy, inflation, depression, and hopelessness. These times require serious contemplation. They require serious pause. Now is the time to recognize G-d in the world, to recognize and appreciate his bountiful blessings, and to consider the responsibility that each and every one of us has to ensure that we are building a better world for our and all future generations.

Life has been lived selfishly for too long. The motivation of achieving the fleeting pleasures has permitted us to act with impulse and not notice the effects on those around us. We have become an echo chamber of the day's talking points rather than taking the time to think for ourselves. What do I actually believe and how can I best contribute to the society at large? Let us now pause and pray for divine assistance and guidance. Let us see the blessings and opportunities of life and service to others. Let us be humble and commit to living a more meaningful and purposeful life. Let us pursue peace within our communities and pray for peace in the world. Let us be grateful and hopeful for better days ahead. Thank you.

PLEDGE

Senate Pages, Peyton Cook of Titusville; Catherine McKay of Tallahassee, daughter of Senate employee Todd McKay; and Ivan Van Buren of Melbourne, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

DOCTOR OF THE DAY

The President recognized Dr. Roger L. Duncan III, of Palm Beach Gardens, sponsored by Senator Powell, as the doctor of the day. Dr. Duncan specializes in anesthesiology.

ADOPTION OF RESOLUTIONS

At the request of Senator Bean—

By Senator Bean—

SR 1984—A resolution recognizing February 15, 2022, as "Gator Day" in Florida.

WHEREAS, the University of Florida is among the nation's best universities, rising to fifth among all public universities in the 2022 *U.S. News & World Report* Top Public Schools, and

WHEREAS, in 2021, *U.S. News & World Report* for the first time ranked the University of Florida on the prestigious list of the nation's most innovative universities as well as among the top schools on lists for undergraduate research and veterans, and

WHEREAS, UF Online, the University of Florida's online bachelor's degree program, is ranked first in the nation by *U.S. News & World Report*, recognizing the university's continued excellence in delivering world-class educational opportunities across platforms, and

WHEREAS, the University of Florida has installed HiPerGator AI, higher education's most powerful artificial intelligence supercomputer, for training and research purposes, and is the first institution to adopt an "AI Across the Curriculum" approach, providing every student in every major the opportunity to acquire competence and expertise in AI and data science, and

WHEREAS, the University of Florida continues to be at the forefront of AI education, leading the Southeastern Conference's (SEC's) 14 member institutions through the newly established SEC Artificial Intelligence Consortium, sharing educational resources, certificate and degree program structures, and online seminars and courses, and

WHEREAS, University of Florida faculty achieved a record \$960 million in research expenditures in the 2020-2021 fiscal year, playing a significant role in advancing our fundamental understanding of the universe, generating creative breakthroughs that have led to technologies with positive benefits, creating opportunities for economic growth in this state, and changing the trajectory of young people through education, and

WHEREAS, UF Innovate has helped launch nearly 300 companies, 64 percent of them remaining in Florida and 38 percent in Alachua County, and 12 percent of Florida biotech companies in business today got their start in UF Innovate's incubation facilities, and

WHEREAS, those incubated companies have created more than 7,900 jobs with an average annual salary of \$79,200 and have generated more than \$12 billion in private investments, and

WHEREAS, the University of Florida Lastinger Center, working in collaboration with the Florida Department of Education, school districts, and other local and state organizations and with the support of the Florida Legislature, has successfully implemented the New Worlds Reading Initiative, a free Florida literacy program that, each month, mails a new book to eligible, enrolled K-5 students in this state to support each student in successfully launching his or her reading skills and developing a love of reading, and

WHEREAS, University of Florida Health is a top-ranked health care destination that attracts the brightest students, scholars, scientists, and health care providers, all ready to tackle patients' greatest challenges, contributing more than \$4.6 billion to Florida's overall economy and being uniquely positioned to be at the forefront of medicine, making discoveries that lead to clinical breakthroughs, and

WHEREAS, current and former University of Florida athletes represented the United States during the 2020 Summer Olympics in Tokyo, winning, as it has done once before, 17 medals — the second-highest medal count in school history — to rank second among all NCAA schools in medals won, and

WHEREAS, the University of Florida athletic program continues its on-field and in-the-classroom success, becoming the only program to finish among the nation's top 10 in each of the last 37 national all-sports standings and the only university with 100 or more academic all-SEC honorees in the last 24 seasons, NOW, THEREFORE,

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

That the University of Florida is recognized and congratulated for its dedication to the advancement of this state and on its rise to fifth in the 2022 *U.S. News & World Report* Top Public Schools, and that February 15, 2022, is recognized as "Gator Day" in Florida.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to University of Florida President W. Kent Fuchs, Ph.D., as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

SPECIAL ORDER CALENDAR

HB 5301—A bill to be entitled An act relating to the Capitol Center; amending s. 265.111, F.S.; providing that certain facilities projects within the Capitol Complex must be developed in consultation with, and may not be implemented, changed, or amended unless approved by, certain persons; prohibiting the construction and placement of a monument on the premises of the Capitol Complex unless the design and placement of such monument is approved by certain persons after considering the recommendations of certain entities; amending s. 267.0612, F.S.; revising the entities to which the Florida Historical Commission shall provide certain recommendations; amending s. 272.04, F.S.; requiring the Department of Management Services to

consult with the Governor, the President of the Senate, and the Speaker of the House of Representatives before closing and reopening buildings within the Capitol Center during a declared state of emergency; amending s. 272.09, F.S.; requiring the Department of Management Services to provide an annual maintenance and upkeep report; providing specifications for the report; providing an effective date.

—was read the second time by title.

The Committee on Appropriations recommended the following amendment which was moved by Senator Albritton and adopted:

Amendment 1 (521994) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsection (2) of section 265.111, Florida Statutes, is amended to read:

265.111 Capitol Complex; monuments.—

(2) The construction and placement of a monument on the premises of the Capitol Complex, as defined in s. 281.01, is prohibited unless authorized by general law and unless the design and placement of the monument is approved, ~~by the Department of Management Services~~ after considering the recommendations of the *Department of Management Services and the Florida Historical Commission*, pursuant to s. 267.0612(9), *by each of the following officers, or his or her designee:*

- (a) *The Governor.*
- (b) *The Attorney General.*
- (c) *The Chief Financial Officer.*
- (d) *The Commissioner of Agriculture.*
- (e) *The President of the Senate.*
- (f) *The Speaker of the House of Representatives.*

The Department of Management Services shall coordinate with the Division of Historical Resources of the Department of State regarding a monument's design and placement subject to the division's powers and duties under s. 267.031.

Section 2. Subsection (9) of section 267.0612, Florida Statutes, is amended to read:

267.0612 Florida Historical Commission; creation; membership; powers and duties.—In order to enhance public participation and involvement in the preservation and protection of the state's historic and archaeological sites and properties, there is created within the Department of State the "Florida Historical Commission." The commission shall serve in an advisory capacity to the director of the Division of Historical Resources to assist the director in carrying out the purposes, duties, and responsibilities of the division, as specified in this chapter.

(9) The commission shall provide recommendations to the *Governor, the Attorney General, the Chief Financial Officer, the Commissioner of Agriculture, the President of the Senate, and the Speaker of the House of Representatives* ~~Department of Management Services~~ on the design and placement of monuments authorized by general law to be placed on the premises of the Capitol Complex pursuant to s. 265.111.

Section 3. Section 272.09, Florida Statutes, is amended to read:

272.09 Management, maintenance, and upkeep of Capitol Center.—

(1) *For purposes of this section, the term "Capitol Complex" means the portion of the Capitol Center, commonly referred to as the Capitol, the Historic Capitol, the Senate Office Building, the House Office Building, the Knott Building, the Pepper Building, and the curtilage of each, including the state-owned lands and public streets adjacent thereto within an area bounded by and including Monroe Street, Jefferson Street, Duval Street, and Gaines Street.*

(2) The management, maintenance, and upkeep of the Capitol Center as ~~described defined~~ in s. 272.03; are hereby vested in and made the direct obligation of the Department of Management Services, which

shall have authority to do all things necessary to satisfactorily accomplish these functions, including the employment of a superintendent of grounds and buildings and other employees; the establishment of central repair and maintenance shops; and the designation or appointment of nonsalaried advisory committees to advise with them.

(3) *By December 1, 2022, and annually thereafter, the Department of Management Services shall submit to the Governor, the President of the Senate, and the Speaker of the House of Representatives a report detailing the maintenance and upkeep for the Capitol Complex. The report must identify, for the last completed fiscal year, the current fiscal year, and the upcoming fiscal year:*

(a) *The Capitol Complex maintenance and repairs completed or planned.*

(b) *Any necessary structural modifications, security improvements, and major repairs to the Capitol Complex.*

(c) *The costs or cost estimates for all items identified in paragraphs (a) and (b).*

(d) *The schedule for commencement and completion of the items identified in paragraphs (a) and (b).*

(4)(a) *In response to a state of emergency declared pursuant to s. 252.36, the Department of Management Services must consult with the Governor, the President of the Senate, and the Speaker of the House of Representatives before closing or reopening access to any portion of the Capitol Complex to the public or to the employees assigned to work in that portion of the Capitol Complex.*

(b) *The Department of Management Services may not close or reopen access to any portion of the Capitol Complex used for legislative business without the approval of the President of the Senate and the Speaker of the House of Representatives.*

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 the Capitol Complex; amending s. 265.111, F.S.; prohibiting the construction and placement of a monument on the premises of the Capitol Complex unless the design and placement of such monument is approved by certain persons after considering the recommendations of certain entities; amending s. 267.0612, F.S.; revising the entities to which the Florida Historical Commission shall provide certain recommendations; amending s. 272.09, F.S.; defining the term “Capitol Complex”; requiring the Department of Management Services to annually submit a report detailing the maintenance and upkeep for the Capitol Complex to the Governor and the Legislature by a specified date; providing specifications for the report; requiring the Department of Management Services to consult with the Governor and the Legislature before closing and reopening areas within the Capitol Complex during a declared state of emergency; prohibiting the department from closing or reopening areas within the Capitol Complex used for legislative business without the approval of the Legislature; providing an effective date.

On motion by Senator Albritton, by two-thirds vote, **HB 5301**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

Stargel	Taddeo	Wright
Stewart	Torres	
Nays—None		

HB 5015—A bill to be entitled An act relating to the evaluation of significant state risks; creating s. 11.9006, F.S.; creating the Legislative Office of Risk Assessment; providing that the office shall be headed by a chief risk officer; providing powers and duties of the office; requiring the office to develop and update a State Risk Register; providing requirements for the State Risk Register; requiring the office to provide a certain process and analytical tools to the Legislature; requiring the office to develop a decision support process to compare the cost-effectiveness of certain interventions; requiring the office to biennially submit the register and a certain list to the Legislative Budget Commission; requiring the office to submit an annual progress report to the Legislature; providing specifications for the annual progress report; amending s. 216.136, F.S.; establishing a Risk Estimating Conference; requiring the conference to estimate the economic damage associated with the risks identified in the State Risk Register and the potential reduction associated with intervention strategies; providing an effective date.

—was read the second time by title.

The Committee on Appropriations recommended the following amendment which was moved by Senator Hutson and adopted:

Amendment 1 (392560) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 11.9006, Florida Statutes, is created to read:

11.9006 Legislative Office of Risk Assessment.—

(1) *There is created the Legislative Office of Risk Assessment, which shall be a joint unit of the Legislature governed by the joint rules of the Senate and the House of Representatives. The office shall be headed by a chief risk officer appointed by and serving at the pleasure of the President of the Senate and the Speaker of the House of Representatives. Subject to the approval of the President of the Senate and the Speaker of the House of Representatives, the chief risk officer may employ qualified individuals and contract for professional services necessary to carry out the duties of the office.*

(2) *The office shall:*

(a) *Identify significant current and future risks to the state over a 10-year and 30-year timeframe. Identified risks shall be classified as high, medium, or low risk, based on the probability of the risk actually occurring.*

(b) *Identify potential interventions to mitigate the risks identified.*

(3) *The potential economic damage caused by risks identified by the office and the reduction in such economic damage produced by potential interventions are solely determined pursuant to s. 216.138(1)(b).*

(4) *By July 1, 2023, and annually thereafter, the office shall submit to the President of the Senate and the Speaker of the House of Representatives a report identifying the significant risks to the state and a list of potential interventions to mitigate the risks.*

(5) *This section is repealed June 30, 2027, unless reviewed and saved from repeal by the Legislature.*

Section 2. Subsection (1) of section 216.138, Florida Statutes, is amended to read:

216.138 Authority to request additional analysis of legislative proposals; significant risks to the state.—

(1)(a) The President of the Senate or the Speaker of the House of Representatives may request special impact estimating conferences to evaluate legislative proposals based on tools and models not generally employed by the consensus estimating conferences, including cost-benefit, return-on-investment, or dynamic scoring techniques, when suitable and appropriate for the legislative proposals being evaluated.

(b) *The President of the Senate or the Speaker of the House of Representatives may request special impact estimating conferences to develop estimates of the economic damage associated with significant risks to the state and the reduction to such economic damage anticipated to result from an intervention identified pursuant to s. 11.9006(2).*

Section 3. 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 evaluation of significant state risks; creating s. 11.9006, F.S.; creating the Legislative Office of Risk Assessment; providing that the office shall be headed by a chief risk officer; providing powers and duties of the office; specifying the method for determining the economic damage estimates related to risks and interventions; requiring the office to annually submit, by a specified date, a report to the Legislature; providing for future legislative review and repeal; amending s. 216.138, F.S.; authorizing the President of the Senate or the Speaker of the House of Representatives to convene a special estimating conference to estimate the economic damage associated with the significant risks to the state the potential reduction associated with intervention strategies; providing an effective date.

On motion by Senator Hutson, by two-thirds vote, **HB 5015**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

HB 5011—A bill to be entitled An act relating to the Budgeting for Inflation that Drives Elevated Needs Fund; creating s. 216.1813, F.S.; creating the Budgeting for Inflation that Drives Elevated Needs Fund within the Executive Office of the Governor; providing the purpose of the fund; providing for the deposit and use of funds; providing for future review and termination of the fund; directing the Chief Financial Officer to transfer a specified amount to the fund; providing an effective date.

—was read the second time by title.

The Committee on Appropriations recommended the following amendment which was moved by Senator Hutson and adopted:

Amendment 1 (147946) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 216.1813, Florida Statutes, is created to read:

216.1813 Inflation Fund.—

(1) *The Inflation Fund is created within the Executive Office of the Governor.*

(2) *The Legislature recognizes that federal economic policies have resulted in an unprecedented increase in inflation. Unwieldy federal spending during the COVID-19 pandemic has contributed to consumer prices soaring at a pace faster than that seen in over 30 years. As such, Florida must take action to ensure the existence of a sufficient source of funds, as appropriated in the General Appropriations Act, is available to*

provide spending flexibility if budget amendments are necessary to offset inflation spikes. The Inflation Fund is established as the primary funding source to offset budget amendments by an agency or the judicial branch which are necessary to counter increased inflation that exceeds funds appropriated in the General Appropriations Act.

(3) *In accordance with s. 19(f)(2), Art. III of the State Constitution, the Inflation Fund within the Executive Office of the Governor shall, unless terminated sooner, be terminated on July 1, 2026. Before its scheduled termination, the trust fund shall be reviewed as provided in s. 215.3206(1) and (2).*

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 Inflation Fund; creating s. 216.1813, F.S.; creating the Inflation Fund within the Executive Office of the Governor; providing the purpose of the fund; providing for the deposit and use of funds; providing for future review and termination of the fund; providing an effective date.

On motion by Senator Hutson, by two-thirds vote, **HB 5011**, as amended, was read the third time by title, passed by the required constitutional three-fifths vote of the membership, and certified to the House. The vote on passage was:

Yeas—35

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

Nays—4

Berman	Farmer	Gibson
Powell		

MOTIONS

On motion by Senator Stargel, the Senate having refused to pass **HB 5301**, **HB 5015**, and **HB 5011** as passed by the House, acceded to the request for a budget conference.

SB 1712—A bill to be entitled An act relating to the Veteran Suicide Prevention Training Pilot Program; creating s. 394.9088, F.S.; requiring the Department of Veterans’ Affairs to establish the pilot program; providing the purpose of the pilot program; requiring pilot program participants to receive certain training; requiring the department to contract with an organization to develop the curriculum for such training; requiring the department to establish and oversee the participant certification process; requiring the department to adopt rules; requiring the department to submit an annual report to the Legislature by a specified date; providing an appropriation; providing an effective date.

—was read the second time by title.

Senator Burgess moved the following amendment which was adopted:

Amendment 1 (590420) (with title amendment)—Delete lines 19-21 and insert:

Section 1. Section 292.115, Florida Statutes, is created to read:

292.115 Veteran Suicide Prevention Training Pilot

And the title is amended as follows:

Delete line 3 and insert: Training Pilot Program; creating s. 292.115, F.S.;

On motion by Senator Burgess, by two-thirds vote, **SB 1712**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 1358—A bill to be entitled An act relating to the Task Force on the Monitoring of Children in Out-of-Home Care; creating s. 39.4093, F.S.; creating the task force adjunct to the Department of Law Enforcement; requiring the department to provide certain services; specifying the purpose of the task force; specifying the composition of the task force; providing requirements for member appointments, election of a chair, and meetings; specifying duties of the task force; requiring the Florida Institute for Child Welfare to conduct certain focus groups and submit its findings to the task force by a specified date; requiring the Department of Children and Families to submit certain monthly reports to the task force through a specified date; requiring the task force to submit a report to the Governor and Legislature by a specified date; providing for future repeal; providing an effective date.

—was read the second time by title. On motion by Senator Rouson, by two-thirds vote, **SB 1358** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

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.

—was read the second time by title.

Senator Harrell moved the following amendment which was adopted:

Amendment 1 (960796) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. *Transportation facility designations; Department of Transportation to erect suitable markers.*—

(1) *That portion of S.R. 715/Bacom Point Road between W. Morgan Road and S.W. 14th Street in Palm Beach County is designated as “Deputy Sheriff Donta Manuel and Deputy Sheriff Jonathan Wallace Highway.”*

(2) *Bridge number 100850 on S.R. 60/Courtney Campbell Causeway over Old Tampa Bay in Hillsborough County is designated as “Virginia Creighton Bridge.”*

(3) *The intersection of S.W. 23rd Avenue and S.W. 8th Street in Miami-Dade County is designated as “Arturo Diaz Artilles Plaza.”*

(4) *That portion of W. Columbus Drive between N. Himes Avenue and N. MacDill Avenue in Hillsborough County is designated as “Maximino Capdevila Road.”*

(5) *That portion of S.R. 19 between C.R. 48 and Lane Park Cutoff Road in Lake County is designated as “Sergeant First Class Michael C. Aten Memorial Highway.”*

(6) *Bridge number 720684 on I-95 over the Trout River in Jacksonville/Duval County is designated as “Warren Alvarez Memorial Bridge.”*

(7) *That portion of U.S. 27/S.R. 25 between the Polk County line and the Glades County line in Highlands County is designated as “Deputy William Gentry, Jr., Highway.”*

(8) *That portion of S.R. 100 in Clay County between the Bradford County line and the Putnam County line is designated as “Veterans Honor Highway.”*

(9) *Upon completion of construction, the interchange at First Coast Expressway/S.R. 23 and Henley Road in Clay County is designated as “Sergeant Eric John Twisdale Memorial Interchange.”*

(10) *That portion of S.R. A1A between the northern terminus and southern terminus of Galt Ocean Drive in Broward County is designated as “Pio Ieraci Memorial Drive.”*

(11) *That portion of S.R. 520/W. King Street between S.R. 501/Clearlake Road and S.R. 519/Fiske Boulevard in Brevard County is designated as “Sgt. George Lee Taylor, Sr., Memorial Highway.”*

(12) *That portion of S.R. 519/Fiske Boulevard between Rosa L. Jones Drive and I-95 in Brevard County is designated as “Dr. Martin Luther King, Jr., Memorial Highway.”*

(13) *That portion of U.S. 90 between Canal Street and Stewart Street in Santa Rosa County is designated as “Reverend Murray Hamilton, Sr., Highway.”*

(14) *That portion of S.R. 87 between E. Bay Boulevard and U.S. 98 in Santa Rosa County is designated as “Ira Mae Wells-Bruce Memorial Highway.”*

(15) *That portion of Bayfront Parkway between Tarragona Street and N. 17th Avenue in Escambia County is designated as “Pensacola Police Fallen Heroes Highway.”*

(16) *The Cow Key Channel Bridge, bridge numbers 900086 and 900125, between milepost 4.100 and milepost 4.169 on Overseas Highway in Monroe County is designated as “Cheryl H. Cates Memorial Bridge.”*

(17) *That portion of S.R. 953/N.W. 42nd Avenue/Le Jeune Road between N.W. 11th Street and N.W. 14th Street in Miami-Dade County is designated as “Oswaldo Payá Way.”*

(18) *That portion of S.R. 82 between Veronica S. Shoemaker Boulevard and Ortiz Avenue in Lee County is designated as “Coach Guy Thomas Memorial Highway.”*

(19) *That portion of North University Drive between S.R. 827 and the Sawgrass Expressway is designated as “Michael Moskowitz Drive.”*

(20) *That portion of S.R. 408/Spessard L. Holland East-West Expressway between the Mills Avenue exit and the Rosalind Avenue exit in Orange County is designated as “Austin D. Gayne Memorial Highway.”*

(21) *That portion of S.R. 826/Sunny Isles Boulevard between N.E. 35th Avenue and S.R. A1A in Miami-Dade County is designated as “Anthony Reznik Boulevard.”*

(22) *That portion of N.W. 12th Avenue/John Henry Peavy Jr. Avenue between N.W. 62nd Street and N.W. 71st Street in Miami-Dade County is designated as “Soul of Miami Avenue.”*

(23) *Bridge number 380097 on U.S. 27 over the Fenholloway River in Taylor County is designated as “Private Tillman R. Clark Memorial Bridge.”*

(24) *That portion of Matanzas Woods Parkway between Bird of Paradise Drive and Old Kings Road in Flagler County is designated as “Staff Sergeant Keon Clyde Sands Memorial Parkway.”*

(25) *That portion of I-75 between the Charlotte County line bordering DeSoto County and the Lee County line bordering Collier County is designated as “Purple Heart Highway.”*

(26) *That portion of U.S. 41/S.W. 8th Street between S.W. 21st Avenue and S.W. 22nd Avenue in Miami-Dade County is designated as “Bellas Artes Way.”*

(27) *The Department of Transportation is directed to erect suitable markers designating the transportation facilities as described in this section.*

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 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.

On motion by Senator Harrell, by two-thirds vote, **CS for CS for SB 160**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

Consideration of **SB 940**, **CS for SB 7012**, and **CS for CS for SB 1952** was deferred.

CS for CS for SB 1614—A bill to be entitled An act relating to public records; amending s. 316.066, F.S.; revising agencies to which a public records exemption for certain motor vehicle crash reports applies; revising entities to whom crash reports may be made immediately available; revising the types of crash reports that may be made im-

mediately available to certain radio and television stations and newspapers; providing that crash reports may be made available to certain third parties subject to a certain restriction; revising conditions for accessing crash reports; specifying the availability of crash reports after a certain period; deleting a restriction on certain crash report information by certain newspapers; providing a public records exemption for certain electronic crash data; providing for future legislative review and repeal of the exemptions; revising applicability of a criminal penalty; providing a private cause of action against a person who violates certain restrictions relating to personal information; specifying damages, attorney fees, costs, and other relief a court may award; providing construction; amending s. 316.650, F.S.; defining the term “driver information”; providing an exemption from public records requirements for driver information contained in a uniform traffic citation; providing retroactive applicability; authorizing the release of driver information under certain circumstances; providing for future legislative review and repeal of the exemption; providing statements of public necessity; providing an effective date.

—was read the second time by title. On motion by Senator Harrell, by two-thirds vote, **CS for CS for SB 1614** 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—35

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

Nays—3

Berman	Farmer	Taddeo
--------	--------	--------

On motion by Senator Polsky, by unanimous consent—

CS for SB 292—A bill to be entitled An act relating to newborn screenings; amending s. 383.145, F.S.; revising and defining terms; requiring hospitals and other state-licensed birthing facilities to test for congenital cytomegalovirus in newborns within a specified timeframe under certain circumstances; revising the timeframe in which health care providers attending home births must make certain referrals; providing that a newborn’s primary health care provider is responsible for coordinating such referrals under certain circumstances; requiring a newborn’s primary health care provider to refer the newborn for testing for congenital cytomegalovirus under certain circumstances; revising the timeframe within which hospitals must complete newborn hearing screenings that were not completed before discharge due to scheduling or temporary staffing limitations; requiring that certain test results be reported to the Department of Health within a specified timeframe; deleting a requirement that the parents of certain newborns be instructed on and provided specified information; deleting obsolete language; deleting a requirement that certain uninsured persons be provided a list of specified providers; providing an effective date.

—was taken up out of order and read the second time by title. On motion by Senator Polsky, by two-thirds vote, **CS for SB 292** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

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

Nays—None

Consideration of **SB 1402** was deferred.

CS for SB 1244—A bill to be entitled An act relating to statutes of limitations for sexual offenses; amending s. 775.15, F.S.; eliminating statutes of limitations periods for prosecution of specified sexual offenses; providing applicability; providing an effective date.

—was read the second time by title.

Senator Gibson moved the following amendment which was adopted:

Amendment 1 (829124) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsection (21) is added to section 775.15, Florida Statutes, to read:

775.15 Time limitations; general time limitations; exceptions.—

(21) In addition to the time periods prescribed in this section, a prosecution for any offense under s. 827.071(2) or (3), if the offender was 18 years of age or older at the time of the offense, may be commenced at any time. This subsection applies to any offense that is not otherwise barred from prosecution on or before July 1, 2022.

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 statutes of limitation for offenses relating to sexual performance by a child; amending s. 775.15, F.S.; eliminating statutes of limitations periods for prosecution of specified violations relating to sexual performance by a child if the offender was a certain age at the time of the offense; providing applicability; providing an effective date.

On motion by Senator Gibson, by two-thirds vote, **CS for SB 1244**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SPECIAL RECOGNITION

The President recognized Senator Diaz whose birthday was this day.

CS for SB 1338—A bill to be entitled An act relating to floating solar facilities; creating s. 163.32051, F.S.; providing legislative findings regarding floating solar facilities; defining the term “floating solar facility”; providing that a floating solar facility must be a permitted use in appropriate land use categories in each local government’s comprehensive plan; requiring each local government to amend its development regulations to promote the expanded use of floating solar facilities; authorizing counties and municipalities to specify certain buffer and landscaping requirements for floating solar facilities; providing exceptions to the construction of floating solar facilities; requiring the Office of Energy within the Department of Agriculture and Consumer Services to submit specified recommendations to the Legislature to provide a regulatory framework relating to floating solar facilities; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1338**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1411** was withdrawn from the Committee on Rules.

On motion by Senator Diaz—

CS for CS for HB 1411—A bill to be entitled An act relating to floating solar facilities; creating s. 163.32051, F.S.; providing legislative findings regarding floating solar facilities; defining the term “floating solar facility”; requiring a floating solar facility to be a permitted use in certain land use categories; requiring local governments to promote expanded uses of floating solar facilities by taking specified actions; authorizing a county or municipality to specify buffer and landscaping requirements; providing exceptions to the construction of floating solar facilities; requiring the Office of Energy within the Department of Agriculture and Consumer Services to submit specified recommendations to the Legislature regarding floating solar facilities for certain entities; providing an effective date.

—a companion measure, was substituted for **CS for SB 1338** and read the second time by title.

On motion by Senator Diaz, by two-thirds vote, **CS for CS for HB 1411** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SPECIAL RECOGNITION OF SENATOR BRANDES

At the direction of the President, the Senate proceeded to the recognition of Senator Jeff Brandes, honoring his years of service to the Senate as he approaches the completion of his term for the 24th Senate District.

SPECIAL GUESTS

President Simpson introduced Senator Brandes' wife, Natalie Brandes; parents, Russ and Mary Brandes; brother, Tyler Brandes; sister and brother-in-law, Polly and Kenny Klepacki; and their children, Reese, Wesley, and Corrine, who were present in the chamber.

President Simpson introduced Senator Brandes' current staff, Vanessa Thompson, Lauren Wilson, and Zach Colletti; former staff, Zach Hubbard, Chris Spencer, Caitlin Murray, Michael Wickersheim, and Jay Ferrin; and guests, Len Engel, Guy Fraker, and Mina and Rob Proietto, who were present in the gallery.

SPECIAL PRESENTATION

A video tribute was played honoring Senator Brandes.

REMARKS

On motion by Senator Passidomo, by two-thirds vote, the following remarks were ordered spread upon the Journal.

Senator Mayfield: That song was beautiful, and I know it was you and your daughter. Senator Brandes, you are a man of integrity and your mom and dad raised a wonderful, wonderful man and father. We know how much you love your children. I remember the time we were in one of the committee events we had to go to, and you did karaoke with your daughter. It was wonderful to see you with your family. Most people would say don't quit your day job, at least that's what they say when I sing, but you really have a wonderful voice. With you and your daughter together, it is wonderful. A lot of people don't really realize the sacrifices that we make when we come up here and leave our family at home. It truly is a sacrifice, but you accomplished a lot. It's people like you that we need in this process to keep us on the right track—to keep us within the lines. Sometimes you go outside those lines, and we have to talk, and we go back in the lines, but you really do mean it in your heart. There is nothing that you do that is not coming from your heart. Between your prison reform and insurance reform—you really care about your people and your family. You are going to be missed in this process. I hope you are not going to be a stranger to the policies that we have been trying to work on, and I hope you do what you said you were going to do. And that was to go out, create your 501(c), and bring us back suggestions on the work that you are going to do outside of this process. When it comes to your thoughts on housing shortage, on prison reform, on insurance reform, I really do want to work with you after this process when you're done—and bring back some good stuff. I think that's something that we all, in this chamber, feel and love about you, is that you really do stand for your values. It's going to be missed.

Senator Cruz: We will all miss you, Senator Brandes. I want you to know that I was cheering for you far more than I was arguing with you. I have always been in awe of the fact that you are a visionary. I remember many years ago when you brought a concept that seemed almost foreign to most people about autonomous vehicles, and you had some out in the plaza. And, what may have seemed a faraway dream for most people, or a thought that they hadn't truly considered, you were way ahead of the curve and paying attention to the future. So, I appreciate that about you. I appreciate your dedication, I appreciate your conviction, and I really appreciate that one day many years ago sitting on the House floor, there was a bill that you were quite passionate about. I was sitting next to Senator Berman that day, and you came and asked us for a favor. I believe it was if we could roll the bill so it wouldn't die here in the Senate, and we said, "Okay," and it worked its way through. Almost a year later, perhaps at Thanksgiving, Peter Schorsh asked folks what they were thankful for, and you remembered. You said you were thankful that we worked together so that very important issue worked for everyone. So, I appreciate that in you. I appreciate the honorable and noble person that you are. We will miss you. I know that you are on to greater things, but I've appreciated watching you and your style here. I wish you and your family all the best. Thank you.

Senator Boyd: Senator Brandes, we go way back. We came in the House together, then you graduated to the upper chamber a little quicker than the rest of us. I want to briefly say, I know you have grown impatient with me over some issues from time to time—but what I do know about you is that you are going to do it right. You're going to do it for the right reasons, and you have a passion for getting it done and not

waiting until tomorrow. That is quite a quality in this process. While sometimes things move a little slower than you and I would like, or any of us would like, you have always been one that says, "Why not now?" We can all learn from that. I appreciate that, and I appreciate the support you've given me over the years on the issues we have worked through together. We're going to continue that fight on your behalf, but I want you to know that you're a good friend, and you've been a good influence on me. Thank you.

Senator Burgess: I'll just be very brief, but I think it's really important to recognize a service that didn't just start here with the State. Something you're very humble about—and I've never told you this, but I really respect that about you—you're so humble about it. I thought you were a Marine for years. I don't know if you remember this—I'd see you in the hallways and say, "Hey, Marine!" He was so humble he never corrected me and told me he was an Army guy. That makes me like you more, but that's just your character. So you're a combat veteran, and you don't come across that every day in this process. As a veteran, as somebody who serves, I've really admired that about you and how you don't flaunt it. But you have that military bearing about you, and it shows in everything you do. So, thank you for that and thank you for your service.

Senator Book: You know when I came into the Senate, I didn't like to pick up the microphone often. I would go and sit with Senator Brandes sometimes, and we would talk about frontiersmen and settlers. We talked about challenging things, how we would go and do things, and sometimes be controversial. So when I was chairing Children and Families, he brought me a piece of legislation and said, "Let's do this," and it was dental therapists. I didn't realize how controversial dental therapy was. But it was, and we worked through it, and we talked about it. To everyone's point, when you are convicted about something, it is something you fight for to the death, and that is an incredible thing. You keep this process honest—you keep us honest. We will miss you. We love your family, and it is something that I hold dear. You remind me each and every day that while this process can be frustrating—extremely frustrating—you always have your family, and you remind us of that every day. So thank you. You will be missed.

Senator Rouson: I was very moved by the video presentation by the Senate Media because it reminds me that we not only share a city, share a community together in representing, but we share a vision of criminal justice reform and other matters of reform. Jeff, the poem—it is not the critic who counts, not the man who points out how the strong man stumbled or how the doer of deeds could have done better—it is the man who is actually in the arena. You are the epitome of the Somalian warlord. You run to the fight as opposed to away from it. We can all learn from that, and I want to thank you for the lessons, for the friendship, and for the camaraderie that you gave me and others in this process. Like Leader Mayfield said, we look forward to your 501(c), continuing a long policy and being the thorn amidst the rose. Thank you.

Senator Jones: So my first introduction to Jeff Brandes was over in the House carrying the Dignity bill with Senator Pizzo. I'll never forget that, after speaking with the women from Dignity Power, I knew it was going to be an uphill battle. The first thing I did was go speak to one of my friends, Christian Miner, who said, "You need to go talk to Jeff Brandes." I'll never forget going over into his office and talking him through the bill. At that time, you were the Chair for Criminal Justice and I shared with you why I was carrying this bill. At that time, you walked me through what the problems were. You said, "You go back over there; you talk to Whitney over in the Criminal Justice Committee, and you fix it and then come back over." That was my first introduction. I wasn't even thinking about running for the Senate at that time. I was still just a House member, but you were just showing the way and what I needed to do to be able to work bills. It wasn't until I came over to the Senate and I was able to work with Senator Brandes—what everyone has just said is true. You're true to your values; you're a man of integrity; and you sure have a very huge heart. I know you're very quiet, but you speak very loud. I say that we all feel what you are feeling because you mean it when you pick that microphone up. But you haven't experienced Jeff Brandes until he has "Jeffed up" your bill. I got that last week when he put an amendment on my bill—I said, "Jeff Brandes put an amendment on my bill." I said, "Well let me go see him. No, Jeff Brandes is going to come see me." So he came over to my office, sat on the couch, and looked me dead in the eye. I said, "You're going to do this?" And he said, "Yes, I'm filing this amendment." I said, "My bill has

been ‘Jeffed up.’” I came up to the chamber. Jeff and I went to the back and we spoke. I said, “Jeff, here’s my word.” It’s just the same thing I share with you in debate, that I will work on that. I say that to say there’s a reason that I believe in this process that we’re in—every last one of us who stand here in this Senate. Although we see things differently, it seems like we always find ourselves centered, one way or another, whether we agree or disagree. I appreciate you for the integrity that you have, and I know for a fact that as you move forward, you are going to continue to hold us accountable in this process. Thank you, and I wish you well on your journey.

Senator Stargel: I remember when I was first serving in the House. I was the Chair of Choice and Innovation, and Jeff had just gotten elected. I don’t know if you remember, you sat in my office and said, “I want to be effective. I want to make some differences. I want to be innovative. How can we work together? What can I do? Where are we going? What are we working on in Innovation and Choice and Education?” And I’m thinking, “I’ve only been doing this a couple years myself. I have no idea what I’m going to tell you.” But I think I made up something. We’ve worked together through this whole process—trying to continue to move the ball, trying to make people think outside the box. The song that you just sang, “Every night I lie in bed, the brightest colors fill my head, a million dreams are keeping me awake, I think of what this world could be.” A lot of people come to this process to be something. You came up here to do something. A lot of times, we’ll be in a debate on a bill, and you’re over there and you’re passionate—I feel that passion with you. I’m looking, we’ve got movements around the bill and you’re looking at me saying, “I’m playing a different game. I’m trying to get something accomplished.” And it’s so true. We may not all agree on our approaches of getting something accomplished, but what’s never been doubted is your passion, where it’s coming from, and why you’re doing it. That speaks a lot in this process. It speaks a lot to who you are. It speaks a lot to your parents and the person that they’ve raised. It speaks a lot. I’m just honored to serve with you. Right, wrong, or indifferent, where we’ve agreed and disagreed, you’ve always been a man of your word. You’ve always come from a true place of conviction, and I appreciate that.

Senator Bean: Mr. President, you and I have talked about the speech that we have to give, and we’re worried about crying. I’m in big trouble because I’m crying watching the pictures of Jeff Brandes and his family and his kids grow right before our eyes. His voice is iconic. That is what the drummer of The Police said about Sting. For those that grew up in the 80s, The Police is a rock band and under 40, you don’t know about The Police. They’re a rock band that we grew up with. And that was Bean, Brandes, and the previous Senator Bradley. We formed our band coming in as freshmen and, at the time, had an unbelievable goal to legalize marijuana. How about that? Conservatives, big thinkers—we were going to legalize marijuana. How would we go about doing that? Each level had a different hoop to jump through. At the time, we knew Governor Scott would only allow this, a certain chairman would only allow that, and the hoops we had to go through in different ways. But somehow this band of freshmen found a way to put that in the end zone. We were pretty jacked up, couldn’t believe that we would get it done with the Governor signing it. He did and we brought help. And literally, it was targeted to help kids that could benefit from the benefits of certain types of medicinal properties of marijuana. Then we talked about all the things that this band could accomplish going forward—just like The Police. Remember that quote I just gave you, “His voice is iconic?” It was the drummer. When they asked the drummer, “What are y’all going to be doing, going forward?” And he goes, “Well, as soon as Sting comes back from his solo career, because his voice is iconic, as soon as he comes back, then we’re going to start touring again. Now I know Sting’s only been touring by himself for thirty-seven years, but he said he’d come back.” Thirty-seven years. His voice—Jeff Brandes’ voice is iconic and he left the band. I’m still waiting to bring the band back together. Every now and then, we do get to do a duet together. Jeff Brandes’ voice is iconic. You know, how great was it that he stood right there with his daughter to sing? That will be legendary. If there’s not a picture of that in the hallway going forward, I don’t know what is. Because that’s courage—courage to do some “Jeff Brandes” amendments, but courage to stand with your daughter and sing is legendary, and I am proud of him. His voice carries. His voice carries for prison reform, touring prisons, voices we’ll never hear but through Jeff Brandes’ voice, who says, “Make it a priority, Legislature, and let’s do it.” I believe some of the prison reforms that are here before us are because of his voice. He’s spoken on it time and time again. His voice is amplified. His voice is so

strong. Do y’all know what they did? They went to China and adopted beautiful Lizzy. I love the stories of him bringing home an eight-year-old young lady who doesn’t speak English. Who doesn’t speak English? They had to introduce her. They put Lizzy on the phone with Grandma every night because Grandma speaks that language. How great is that? I’m just so proud of him because he doesn’t just talk the talk with his voice, he walks the walk as well. I enjoy any time we get to hang out together because when you’re with Jeff Brandes, there is some major thinking going on. We just had a trip not too long ago and at the bar, sure enough, we’re talking about solving world problems because that’s what Jeff is, a thinker. I’m proud of him, and I’m going to miss sitting with him. But you know what? Here’s the thing—because he is a thinker and because he’s already planned for the future, here’s the ironic thing about the iconic voice—when he leaves here, his voice is going to get stronger and louder. We’re going to be listening, but we’ll definitely miss you, Jeff Brandes.

Senator Wright: When I was a brand new Senator here, I didn’t even know how to spell Senator. That summer, Jeff Brandes asked me to go with him on a tour of some prisons. I wasn’t sure if he was planning on leaving me there, or if we were going to take a tour. I’ll make it short and sweet—you made me feel special, Senator Brandes. That was a wonderful day, and I’ll never forget it. Thank you.

Senator Gibson: Jeff has been the middle man between “kind of right” and “sort of left,” and I mean that literally. He has a big heart—you’re very brave. He’s been very brave—you can break away from where people think you should be on legislation, and speak from your heart. I’ve had a great opportunity sitting next to Jeff. Sometimes, he’ll sit at the end of his desk and just stare at me. I’m like, “Jeff, what?” And he’ll fold his arms and stare at me. Then he’ll just start laughing. He has a great sense of humor, and he likes to play games with me in the middle here. He knows what I’m talking about, and that’s why he’s cracking up. The other part of sitting next to Jeff for me has been him saying, “Come on, vote with me.” “No Jeff, I cannot vote with you.” “Come on, you can vote on this bill with me.” “No, I’m not doing that.” Or I would just go, “Leave me alone. I’m not voting with you. Don’t touch my button.” Then I’ll say, “Purple Rain.” You all should hear him sing sometime. “Purple Rain” is one of his favorites. If you don’t know “Purple Rain,” go play it. It’s by Prince. He loves Prince. For me, getting to know Jeff better has been great. I appreciate that you risk everything in the policy arena for what you believe. I’ve seen you do it very calmly, and I’ve seen you do it like a volcano. So you mitigate for the two sides, and that’s a good thing. That is an art, it really is. I remember the babies being born. Natalie is ready for you to come home. She already told me the list of things you have to do. So get ready. I’m leaving so I won’t miss you as much, but I’ll miss you because I’m leaving too.

Senator Gruters: Senator Brandes, before I was ever elected to the Senate, my brother would always call me up and say, “Make sure when you get there, you act like Senator Brandes.” On all the issues, you had such grand ideas, you have common sense, and you are an intellectual superstar. I will just tell you, like Senator Wright, when I was elected, you brought me to three prisons. As members of the Legislature, we all have the ability to visit prisons. If you’ve never visited one, I hope you never go to prison because those conditions were so bad. It really was an eye-opening experience. You took me to the electronic show where we had all these meetings with these tech titans. You were trying to bring these major industries to Florida. I just want to say thank you for your service for the state. Like Senator Gibson, you come to me every once in a while and you say, “Please vote with me on this amendment or this bill.” Most of the time, your issues all make sense. You do such a great job at what you do, and I want to thank you personally on behalf of the State of Florida for everything you’ve done. I will try to be more like Senator Brandes moving forward. Thank you.

Senator Passidomo: Natalie, this is for you. I want to thank you for sharing Jeff with us. He’s been away for a long time, and I know you want him home, but I am going to miss you. I’m going to miss your passion and caring. I’m going to miss you running into my office saying, “Come on, we’re going to do this, and we’re going to do that.” What I’m really going to miss is my first couple years in the Senate, you know, as a regular Senator. You would come in and try to convince me of so many different things, and we worked on some things. When I got to be Majority Leader, and now the Rules Chair, I spent half of my time trying to chase you around to make sure to find out what you’re going to do and what bill you’re going to be “Jeff-ing.” It has been a wonderful experience for me to try to find out what you’re up to. You are so darn smart,

you outsmart me at every turn. There's another week to go, and I'm going to keep an eye on you. Senator Gruters, there is no way you can do this because Senator Brandes knows the rules. I am trying to dissuade you! You know, Jeff, I'm really going to miss you—you're like my younger brother. You know, the one that sneaks out at night, gets in trouble, and calls you at three a.m. and says, "Come and get me." If you ever have that happen, just give me a call at 3:00 in the morning, and I'll come and get you. Natalie, again, thank you for sharing him with us. He will be greatly missed.

Senator Pizzo: I don't want to be indelicate or insensitive but I will have openings for a roommate next session. We'll be conducting interviews beginning 15 minutes after seating today. We were in our third committee week of the first session for me, and Maggie is like, "Hey, some people want to meet up for dinner." So we run over to the Governor's Club, and we had a nice table. We had been through three committee weeks, two of which Senator Brandes and I were on together. We're sitting around the table, and there are lobbyists—I paid—a couple of members of the House and Senate and some family and friends. Senator Brandes walks in saying hi to everybody in the restaurant as he's coming along, and he comes to our table and says, "Hey!" I'm like, "Hey!" He goes, "Hi, I'm Jeff Brandes." And I'm like, "I'm Senator Pizzo, we're on two committees together, and we're in the Senate together." Up until a year and a half ago, and I bring this up because it is Colombia Day, we would go on all these prison tours together. We'd stop at a convenience store, and they would always have the decaf, breakfast blend, and Colombian blend which was always the strongest. I guess, by habit, I would always go for the strongest. A year ago he goes, "You're Colombian, right?" "No Jeff, I'm not Colombian. I'm Italian, Irish, and Scottish." He goes, "Oh, I thought you were Colombian." Yeah, Jeff. *Florida Trend* did a wonderful feature on Senator Brandes that you may have seen. You also may have seen that I was referred to as Representative Pizzo and that we share an apartment. I had told a reporter that I am Senator Pizzo. Yeah it's funny, Mrs. Burgess, because you know it is true. I had told the reporter, "No, I am a Senator, there are 40 of us, and it's actually a house—a four bedroom, three bath house." The reporter calls back to fact check and he says, "No, he's a Representative. I don't know why he's saying he's a Senator. It's a small apartment that we share." There are some benefits of technology. We all pass these hallowed walls of antiquity of members past. Maybe there are transcripts, written words, but very few are recorded. So that's some of the beauty of technology that we're allowed today. To Senator Passidomo's point, to Senator Mayfield, to Natalie, thank you on behalf of twenty-one million, eight hundred thousand Floridians. He's been away a long time and I know you want him back. He's coming back with a long honey-do list, I'm sure. I just want to read—if you would indulge me for 30 seconds—I used to have this memorized. This hung up on my kids' wall as they were growing up as well, and my father read this to me:

If you can keep your head when all about you
Are losing theirs and blaming it on you,
If you can trust yourself when all men doubt you,
But make allowance for their doubting too;
If you can wait and not be tired by waiting,
Or being lied about, don't deal in lies,
Or being hated, don't give way to hating,
And yet don't look too good, nor talk too wise:

If you can dream—and not make dreams your master;
If you can think—and not make thoughts your aim;
If you can meet with Triumph and Disaster
And treat those two impostors just the same;
If you can bear to hear the truth you've spoken
Twisted by knaves to make a trap for fools,
Or watch the things you gave your life to, broken,
And stoop and build 'em up with worn-out tools:

If you can make one heap of all your winnings
And risk it on one turn of pitch-and-toss,
And lose, and start again at your beginnings
And never breathe a word about your loss;
If you can force your heart and nerve and sinew
To serve your turn long after they are gone,
And so hold on when there is nothing in you
Except the Will which says to them: 'Hold on!'

If you can talk with crowds and keep your virtue,
Or walk with Kings—nor lose the common touch,

If neither foes nor loving friends can hurt you,
If all men count with you, but none too much;
If you can fill the unforgetting minute
With sixty seconds' worth of distance run,
Yours is the Earth and everything that's in it,
And—which is more—you'll be a Man, my son!

—Rudyard Kipling

You're one of the best men I know.

Senator Brandes: I want to thank Senator Bean for mentioning marijuana in front of my mom—always appreciate that. First of all, let me say thank you to my wife, Natalie, for allowing me to do this for the last 12 years. I'm pretty sure the night before I won the election, she leaned over to somebody and said, "I hope he loses because he'll stay home." And we won, but it's been difficult. You all know that we're gone 120 days plus out of the year, right? And when you sign up to get married, you marry Jeff; you don't marry the senator, right? So, at the end of the day, I'm ready to come home, and I know she's ready for me to come home. But, first of all, just thank you, and I love you. To my kids, Lottie, Lizzie, Colin, and Conor—who are not with us today, they're in school as they should be—I'm just incredibly honored to be your dad. The simple truth is I'm really excited to rediscover who you are because we're gone so much and because, frankly, my oldest is 13, my youngest is 8, and they have never known me outside of this. They know Dad disappears off the face of the earth; he leaves on Sunday, and he'll be back on Thursday, right? So I'm excited to spend a year with them and to learn what they're like in January, February, March, and April because I don't know. You all know that if you have kids in this process, we miss a lot of games; we miss a lot of concerts. I'm ready to be home for those. My brother and sister are here today. Thank you all so much for coming up and being with us, and their kids are here. My mom and dad are here. My dad, a former Marine, served in Vietnam, and he's as black and white as a person can be. There is probably no one I know in this world who sees something as either right or wrong as my dad. It's just the simple truth. My mom was the first teacher hired in the school I grew up going to. She became the elementary school principal at that school and then the head master or head mistress as I like to call her. I went to that school from kindergarten through twelfth grade. Then I joined the Army seven days after high school to get away from her, which is strange now because we live three blocks away from each other—so it didn't work. I joined the Army right after high school and went to basic training at Fort Knox seven days after I had graduated and spent 11 years in the military, 2003-2004 in Iraq. I read this book while I was over there called *Capitalism and Freedom* by Milton Friedman, and it changed me. Because this book written in 1962, I realized—look, the same problems that the world was dealing with back then, and, in many ways, we're still dealing with today. Yet, here's this guy who kind of has figured it out. So when we talk about school choice, well, Milton Friedman started talking about school choice. When we talk about marijuana policy, Milton Friedman talked about marijuana policy. When we talk about property insurance, and all of these different areas, it was fascinating to see how many of these things he had figured out. His second book was called *Free to Choose*, and he did a video lecture series, and so I watched those over and over again. In fact, for the first few years, if you had come to my office, just in the background, we would have those playing so the lobbyists would have to watch them and figure out why they were wrong on the policy they were working on. But I just really learned a lot from him and the policies that he pushed forward.

I wasn't actually planning on running for the Florida House. After the military, I thought I was going to come back to work for the family business. They promptly sold that business, probably because I was coming back to work for it. But they promptly sold the business, and I had to find something else to do with my life. So I went and met with my mayor, Mayor Baker. I said, "Mayor, I really want to do something." He said, "Jeff, whatever you do, don't run for City Council." He says, "You'll not like that." He goes, "Run for state house, run for state something else, but you should get involved in public office somewhere along the line." I was going to have to primary somebody for the Florida House so I decided no, I don't want to get involved in that. I'm late so I'll just sit out a cycle or two and wait for something else to happen. I got a call a few days later and they said, "Well, the person you were going to primary with has dropped out of the race, had some health issues, and so we're going to hold the seat open. If you want to run, you have three days to decide." Will Weatherford came and sat down with me, and we

talked through it. We met with Natalie, and she got what they call the “faces of death”—talk about what this process is really like for somebody who starts a young family. And so, we decided to run for the House. Now I was running against a two-term incumbent. My odds were not great. My consultant said, “Listen, if you do everything right, everything right, you’re going to win by 1,000 votes.” We won that race by 999 votes.

I spent two years in the Florida House and then was honored to run for the Florida Senate. Only because of term limits was I able to run, and I know that. But it was a difficult race, and we ultimately prevailed. I can tell you that of the things that I have enjoyed in this process, working with some incredible staff has been one of my favorites. When I think about the staff members on the team that we worked with, I remember Curt Eichen, my first staff director—who has left us too early due to cancer—and the years that we spent working together. Cindy Price, probably one of my first memories of meeting on policy was with Cindy—and working through transportation issues and all the things we did on self-driving early. With Teddy Pitts—remember little Teddy Pitts who was just fire and brimstone? She was fantastic. I loved her. P.K., Tim Sadberry, Marti Harkness, the Criminal Justice crew of Lauren, Ryan Cox, and Connie; Tom Cibula is the straight shooter, but I’ve always enjoyed working with Tom, and Joe McVaney—just fantastic people to work with. I want to thank them for their wisdom, for their guidance, but mostly for their sincere love of good public policy. That’s what I love about our Senate staff is they just have a deep knowledge of what is right and what is wrong as it comes to policy. And then, of course, their quiet nudges to me to say, “If you’ll do that, you’re going to get in a lot of trouble.” I got that a lot. But over the years, I’ve watched them and I just want to say how much I appreciate their service to the state, their sacrifices they make for their families, but just their deep knowledge of how this process works, how we can be successful, wanting us to win.

I’ve also, over the years, watched my colleagues come and go, and I wanted to say I’ve learned something from each and every one of you. And the ones who accepted my amendments, I want to say thank you. For the ones who didn’t, I want to say there’s still time. One of the best memories, as Senator Cruz talked about earlier, is some of the bills you worked hardest on. I don’t remember whether it was 2016 or 2017, but we were working on a bill that we had basically put all our chips in on parenting time plans. Now this was a bill I wasn’t planning to run. I actually went to an NCSL conference—had to charge my phone, so I went into one of the conference rooms, a random one. I didn’t know anything about the topic they were going on—just to find a plug. I remember sitting in the back and the discussion going on was about parenting time plans. As a dad, I kind of started listening to this, and it was talking about how do you have unmarried families and allow dads to see their kids in a very straightforward structured process without a lot of the drama of going through the court system. So we began to work on that bill. Of course, we quickly ran into the Family Section of The Florida Bar who was not with us, and we had to work every stop on both the House and the Senate side. Then on day 60, the bill had made it through the Senate but was stuck on second reading in the House. And I had, you know, that feeling like you have done everything you can to get this thing across the finish line. I remember I had to go meet with Representative Cruz—and she was leader at the time. Leader Cruz and Representative Berman—who was sitting right next to her—I walked them through this policy and I said, “I just need you to agree to waive the rules and let the bill move to third.” I remember after we discussed it and I went and told the Speaker that they had agreed to it. I remember walking back to my office, and by the time I had gotten back to the office, my staff comes running out and says, “They just passed your bill.” And I said, “What?” They said, “You know, they just passed your bill.” I can’t tell you what that means when you have worked so hard on something to see that effect and know that you’re doing it for the right reasons—just to help kids have an experience with their dads somewhere along the line in their life. And, why has that stuck with me? This bill I would say is my proudest—because I’ve never worked harder on anything. So, I just want to say thank you to Representative Berman, now Senator Berman, and Senator Cruz for their incredible graciousness as related to that piece of legislation.

I want to thank my dear friends, Jason and Maggie. Listen, when you room with somebody for years and you sing late at night with Maggie, you sit out on the front porch smoking cigars sometimes with Jason, and you got the music playing and it’s cold outside, those are the days of my life that I will always want to do again. So, thank you. They have been great friends. They have the policy debates, discussions that take place

way, way, way too early in the morning—it’s just been something I will always love and treasure.

I want to thank the consultants and advocates that I’ve spent hours with that share their time and experience with me. These are the people who actually teach you how to do this process, right? You can learn something from the Senate and your colleagues, but it’s the consultants and the advocates that really teach you each individual issue. And for them, some of these ideas we work on will be finished within a session, and some will take a decade. Some, we’ll work on the rest of our lives. So, thank you for teaching me this process.

To my staff, we always have a saying in my office—the team with the best players usually wins. And I have been honored to work with what I believe are some of the best players. Whether it be on the future mobility of Uber and Lyft, working on property insurance or criminal justice reform, quietly reforming the entire court system of the State of Florida—we have worked on some amazing things. We’ve put together nine different automated vehicle conferences now that have 600 people show up to them, and we do it all around the state in our ninth year. It has been truly an honor to work with just an incredible team. I started with Nick Hanson, who’s one of my best friends now; with Chris Spencer, who you all get to deal with on a regular basis, but has done amazing things with Katelyn, with Bobby, with Michael Wickersheim, who we love; with Jay Ferrin, with Vanessa, who’s been my chief of staff now for years, with Melissa, with Zach 1.0, and then the upgraded version, Zach 2.0, that is with us now, and Ashley Trent; and many others who have joined our team. I am so thankful for what you have added to my life, to the discussion, and knowing that our bills, although they were probably never perfect, we always put our best thinking into them. I hope you feel that even though we may have disagreed, your voice was always heard and valued. We have laughed, cried, and oftentimes, cursed together, but there has been no greater joy than watching you grow. Many of you joined us right after college. Now you know, some of you a decade later, I get to see what you’re doing, and I get to see where you’ve moved on and moved up to.

Joining the Legislature in many ways is like the first movie of *The Matrix*. You gotta take the red or the blue pill, right? Then you realize, once you’ve taken that pill, oh my gosh, I’m in the matrix—this is not real. And this is not real life, and then you’ve learned all these incredible skills that are only valuable in the matrix. But after a decade of being in there, you just get to see the zeros and ones of the process, and you can dodge bullets. You know why things are going to happen, you know how things are going to happen, but you get to see the process unfold, and I have loved that.

A few of the lessons that I have learned in this process is that to be successful, you need two things: you need a vision, and you need a champion—and that you’ve got to play to your preference when you choose to be a champion. The advice that I give young House members—I always give to young House members when they come over and ask how you’re successful now—is I say focus on one area, right? So often, we’re an inch deep and a mile wide. Find one thing that you’re passionate about. I don’t care what it is because there’s lots of things to work on in this process, but find one thing that you’re passionate about and be the champion on that. Make yourself indispensable to the Legislature. Find the big idea. There is one big idea, one thing that moves the needle in every area of public policy—find that. Expose your team to everything you can. Listen, when your team works for you, it isn’t for the money, right? You have the opportunity to take them places and expose them to things that, frankly, nobody else will ever be able to expose them to. Our job is to help them grow. And then finally, stop caring whose name is on the bill and concentrate on getting the language across the finish line.

This chapter of mine comes to a close. I’m incredibly excited about the next. The most important title I will ever have is not Senator—it’s Dad, and I realize that, I recognize that. I’m excited to work on creating an organization that focuses on transportation, property insurance, housing that’s affordable, and criminal justice reform. To those in the prison system, I will say I have not accomplished everything that I hoped I would, but we have work to do. The worst day of your life does not define you. Character is not static and people do change, and I understand that, and I recognize that. I hope to work the rest of my life on helping to improve that system. I know that we have so much more work to do, and although I won’t be here to press the button, I can support the Legislature and its leadership for decades to come. I wish you all the very

best. May God richly bless the Florida Senate. And with that, Mr. President, I hope you will read the next bill.

President Simpson: Well, the good part is we're not about to read the next bill. You know the thing I would say about Senator Brandes—the one thing he's always said—and I learned it probably nine years ago. I was serving on his Transportation Committee one day and he said something about "Don't be the first one through the minefield." So, that's something that's sort of stuck with me, and I would often think about that. What I would like to acknowledge today is, like his father and grandfathers before him, Senator Brandes is a veteran of our United States military. While serving in the Army Reserves after 9/11, Senator Brandes was called to active duty and deployed to Iraq. He was assigned to the 101st Airborne Division. As a first lieutenant, he served honorably, leading over 75 convoys throughout various regions of Iraq during his 14-month deployment in support of Operation Iraqi Freedom. I know I speak for all of us when I say thank you to Senator Brandes for his service.

SPECIAL PRESENTATION

On behalf of the Senate, the President presented Senator Brandes with a framed ceremonial copy of CS for CS for SB 590 (2017) Child Support and Parenting Time Plans, ch. 2017-117, Laws of Florida, which he sponsored and which became law during his legislative career.

RECESS

The President declared the Senate in recess at 12:10 p.m. to reconvene at 12:30 p.m. or upon his call.

AFTERNOON SESSION

The Senate was called to order by President Simpson at 12:51 p.m. A quorum present—38:

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

SPECIAL ORDER CALENDAR, continued

On motion by Senator Burgess—

SB 1402—A bill to be entitled An act relating to domestic surplus lines insurance; amending s. 626.914, F.S.; revising the definition of the term "eligible surplus lines insurer"; defining the term "domestic surplus lines insurer"; creating s. 626.9182, F.S.; providing for the eligibility of domestic surplus lines insurers; subjecting and exempting surplus lines insurers and surplus lines policies from certain requirements; providing construction; reenacting ss. 458.320(1)(b) and (2)(b), 459.0085 (1)(b) and (2)(b), and 464.0123(2)(a), F.S., relating to financial responsibility for the practice of medicine, financial responsibility for the practice of osteopathic medicine, and autonomous practice by an advanced practice registered nurse, respectively, to incorporate the amendment made to s. 626.914, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Senator Burgess moved the following amendment:

Amendment 1 (906044) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 626.914, Florida Statutes, is amended to read:

626.914 Definitions.—As used in this Surplus Lines Law, the term:

(5)(4) "Surplus lines agent" means an individual licensed as provided in this part to handle the placement of insurance coverages with unauthorized insurers and to place such coverages with authorized insurers as to which the licensee is not licensed as an agent.

(2) "Domestic surplus lines insurer" means a nonadmitted insurer domiciled in this state that:

(a) Has been deemed eligible and authorized by the office to write surplus lines insurance; and

(b) May write surplus lines insurance in any jurisdiction, including this state. The authorization to write surplus lines insurance is not contingent on the company's holding of an existing certificate of authority.

The term does not include an authorized insurer as defined in s. 624.09.

(3)(2) "Eligible surplus lines insurer" means:

(a) An unauthorized insurer that ~~which~~ has been made eligible by the office to issue insurance coverage under this Surplus Lines Law; or

(b) A domestic surplus lines insurer.

(4)(3) "Export" "~~To export~~" means to place, in an unauthorized insurer under this Surplus Lines Law, insurance covering a subject of insurance resident, located, or to be performed in this state.

(1)(4) "Diligent effort" means seeking coverage from and having been rejected by at least three authorized insurers currently writing this type of coverage and documenting these rejections. However, if the residential structure has a dwelling replacement cost of \$700,000 or more, the term means seeking coverage from and having been rejected by at least one authorized insurer currently writing this type of coverage and documenting this rejection.

Section 2. Section 626.91805, Florida Statutes, is created to read:

626.91805 Domestic surplus lines insurers.—

(1) As used in this section, the term "nonadmitted insurer" has the same meaning as provided in the federal Nonadmitted and Reinsurance Reform Act of 2010.

(2) Notwithstanding any other law, a nonadmitted insurer possessing a policyholder surplus of at least \$15 million may, under a resolution by its board of directors and with the written approval of the office, be eligible to transact insurance as a domestic surplus lines insurer. A domestic surplus lines insurer must maintain surplus of at least \$15 million at all times.

(3) Notwithstanding s. 626.918(2), a domestic surplus lines insurer shall be deemed an eligible surplus lines insurer and shall be included in the list of eligible surplus lines insurers required by s. 626.918(3). Eligible surplus lines insurers listed in s. 626.918(3) may write any kind of insurance that an unauthorized insurer not domiciled in this state is eligible to write.

(4) For purposes of writing surplus lines insurance pursuant to the Surplus Lines Law, a domestic surplus lines insurer shall be considered an unauthorized insurer.

(5) For purposes of the federal Nonadmitted and Reinsurance Reform Act of 2010, a domestic surplus lines insurer shall be considered a nonadmitted insurer.

(6) A domestic surplus lines insurer may write only surplus lines insurance in this state which is procured from a surplus lines agent pursuant to the Surplus Lines Law. Such insurer may not simultaneously hold any certificate of authority authorizing it to operate as an admitted insurer.

(7) A domestic surplus lines insurer may write surplus lines insurance in any jurisdiction if such insurer complies with the requirements of that jurisdiction.

(8) All requirements imposed by the Florida Insurance Code on admitted domestic insurers apply to domestic surplus lines insurers unless otherwise exempted in this section.

(9) A domestic surplus lines insurer is exempt from s. 624.408.

(10) A surplus lines insurance policy issued by a domestic surplus lines insurer is exempt from all statutory requirements relating to insurance rating and rating plans; policy forms; premiums charged to insureds; policy cancellation, nonrenewal, and renewal; and other statutory requirements in the same manner and to the same extent as surplus lines policies issued by a surplus lines insurer domiciled in another state.

(11) Notwithstanding any other law, a policy issued by a domestic surplus lines insurer is subject to taxes assessed upon surplus lines policies issued by nonadmitted insurers, including surplus lines premium taxes, but is not subject to other taxes levied upon admitted insurers, whether domestic or foreign.

(12) A policy issued by a domestic surplus lines insurer is not subject to the protections or requirements of the Florida Insurance Guaranty Association Act, the Florida Life and Health Insurance Guaranty Association Act, the Florida Workers' Compensation Insurance Guaranty Association Act, or the Florida Hurricane Catastrophe Fund.

(13) A domestic surplus lines insurer may not issue a homeowner's policy covering a personal residential property located in this state within 12 months after the effective date of a nonrenewal or cancellation of a previous policy if the nonrenewal or cancellation of the previous policy was initiated by an affiliate of an admitted insurer. This restriction does not apply to a nonrenewal or cancellation provided at the insured's request. A domestic surplus lines insurer may not issue a policy designed to satisfy the motor vehicle financial responsibility requirements of this state under chapter 324, the Workers' Compensation Law under chapter 440, or any other law of this state mandating insurance coverage by an admitted insurer.

Section 3. Paragraph (b) of subsection (1) and paragraph (b) of subsection (2) of section 458.320, Florida Statutes, are amended to read:

458.320 Financial responsibility.—

(1) As a condition of licensing and maintaining an active license, and prior to the issuance or renewal of an active license or reactivation of an inactive license for the practice of medicine, an applicant must by one of the following methods demonstrate to the satisfaction of the board and the department financial responsibility to pay claims and costs ancillary thereto arising out of the rendering of, or the failure to render, medical care or services:

(b) Obtaining and maintaining professional liability coverage in an amount not less than \$100,000 per claim, with a minimum annual aggregate of not less than \$300,000, from an authorized insurer as defined under s. 624.09, from a surplus lines insurer as defined under s. 626.914 ~~s. 626.914(2)~~, from a risk retention group as defined under s. 627.942, from the Joint Underwriting Association established under s. 627.351(4), or through a plan of self-insurance as provided in s. 627.357. The required coverage amount set forth in this paragraph may not be used for litigation costs or attorney's fees for the defense of any medical malpractice claim.

(2) Physicians who perform surgery in an ambulatory surgical center licensed under chapter 395 and, as a continuing condition of hospital staff privileges, physicians who have staff privileges must also establish financial responsibility by one of the following methods:

(b) Obtaining and maintaining professional liability coverage in an amount not less than \$250,000 per claim, with a minimum annual aggregate of not less than \$750,000 from an authorized insurer as defined under s. 624.09, from a surplus lines insurer as defined under s. 626.914 ~~s. 626.914(2)~~, from a risk retention group as defined under s. 627.942, from the Joint Underwriting Association established under s. 627.351(4), through a plan of self-insurance as provided in s. 627.357, or through a plan of self-insurance which meets the conditions specified for

satisfying financial responsibility in s. 766.110. The required coverage amount set forth in this paragraph may not be used for litigation costs or attorney's fees for the defense of any medical malpractice claim.

This subsection shall be inclusive of the coverage in subsection (1).

Section 4. Paragraph (b) of subsection (1) and paragraph (b) of subsection (2) of section 459.0085, Florida Statutes, are amended to read:

459.0085 Financial responsibility.—

(1) As a condition of licensing and maintaining an active license, and prior to the issuance or renewal of an active license or reactivation of an inactive license for the practice of osteopathic medicine, an applicant must by one of the following methods demonstrate to the satisfaction of the board and the department financial responsibility to pay claims and costs ancillary thereto arising out of the rendering of, or the failure to render, medical care or services:

(b) Obtaining and maintaining professional liability coverage in an amount not less than \$100,000 per claim, with a minimum annual aggregate of not less than \$300,000, from an authorized insurer as defined under s. 624.09, from a surplus lines insurer as defined under s. 626.914 ~~s. 626.914(2)~~, from a risk retention group as defined under s. 627.942, from the Joint Underwriting Association established under s. 627.351(4), or through a plan of self-insurance as provided in s. 627.357. The required coverage amount set forth in this paragraph may not be used for litigation costs or attorney's fees for the defense of any medical malpractice claim.

(2) Osteopathic physicians who perform surgery in an ambulatory surgical center licensed under chapter 395 and, as a continuing condition of hospital staff privileges, osteopathic physicians who have staff privileges must also establish financial responsibility by one of the following methods:

(b) Obtaining and maintaining professional liability coverage in an amount not less than \$250,000 per claim, with a minimum annual aggregate of not less than \$750,000 from an authorized insurer as defined under s. 624.09, from a surplus lines insurer as defined under s. 626.914 ~~s. 626.914(2)~~, from a risk retention group as defined under s. 627.942, from the Joint Underwriting Association established under s. 627.351(4), through a plan of self-insurance as provided in s. 627.357, or through a plan of self-insurance that meets the conditions specified for satisfying financial responsibility in s. 766.110. The required coverage amount set forth in this paragraph may not be used for litigation costs or attorney's fees for the defense of any medical malpractice claim.

This subsection shall be inclusive of the coverage in subsection (1).

Section 5. Paragraph (a) of subsection (2) of section 464.0123, Florida Statutes, is amended to read:

464.0123 Autonomous practice by an advanced practice registered nurse.—

(2) FINANCIAL RESPONSIBILITY.—

(a) An advanced practice registered nurse registered under this section must, by one of the following methods, demonstrate to the satisfaction of the board and the department financial responsibility to pay claims and costs ancillary thereto arising out of the rendering of, or the failure to render, nursing care, treatment, or services:

1. Obtaining and maintaining professional liability coverage in an amount not less than \$100,000 per claim, with a minimum annual aggregate of not less than \$300,000, from an authorized insurer as defined in s. 624.09, from a surplus lines insurer as defined in s. 626.914(3) ~~s. 626.914(2)~~, from a risk retention group as defined in s. 627.942, from the Joint Underwriting Association established under s. 627.351(4), or through a plan of self-insurance as provided in s. 627.357; or

2. Obtaining and maintaining an unexpired, irrevocable letter of credit, established pursuant to chapter 675, in an amount of not less than \$100,000 per claim, with a minimum aggregate availability of credit of not less than \$300,000. The letter of credit must be payable to the advanced practice registered nurse as beneficiary upon presentation

of a final judgment indicating liability and awarding damages to be paid by the advanced practice registered nurse or upon presentment of a settlement agreement signed by all parties to such agreement when such final judgment or settlement is a result of a claim arising out of the rendering of, or the failure to render, nursing care and services.

Section 6. Paragraph (b) of subsection (6) of section 629.401, Florida Statutes, is amended to read:

629.401 Insurance exchange.—

(6)

(b) In addition to the insurance laws specified in paragraph (a), the office shall regulate the exchange pursuant to the following powers, rights, and duties:

1. General examination powers.—The office shall examine the affairs, transactions, accounts, records, and assets of any security fund, exchange, members, and associate brokers as often as it deems advisable. The examination may be conducted by the accredited examiners of the office at the offices of the entity or person being examined. The office shall examine in like manner each prospective member or associate broker applying for membership in an exchange.

2. Office approval and applications of underwriting members.—No underwriting member shall commence operation without the approval of the office. Before commencing operation, an underwriting member shall provide a written application containing:

a. Name, type, and purpose of the underwriting member.

b. Name, residence address, business background, and qualifications of each person associated or to be associated in the formation or financing of the underwriting member.

c. Full disclosure of the terms of all understandings and agreements existing or proposed among persons so associated relative to the underwriting member, or the formation or financing thereof, accompanied by a copy of each such agreement or understanding.

d. Full disclosure of the terms of all understandings and agreements existing or proposed for management or exclusive agency contracts.

3. Investigation of underwriting member applications.—In connection with any proposal to establish an underwriting member, the office shall make an investigation of:

a. The character, reputation, financial standing, and motives of the organizers, incorporators, or subscribers organizing the proposed underwriting member.

b. The character, financial responsibility, insurance experience, and business qualifications of its proposed officers.

c. The character, financial responsibility, business experience, and standing of the proposed stockholders and directors, or owners.

4. Notice of management changes.—An underwriting member shall promptly give the office written notice of any change among the directors or principal officers of the underwriting member within 30 days after such change. The office shall investigate the new directors or principal officers of the underwriting member. The office's investigation shall include an investigation of the character, financial responsibility, insurance experience, and business qualifications of any new directors or principal officers. As a result of the investigation, the office may require the underwriting member to replace any new directors or principal officers.

5. Alternate financial statement.—In lieu of any financial examination, the office may accept an audited financial statement.

6. Correction and reconstruction of records.—If the office finds any accounts or records to be inadequate, or inadequately kept or posted, it may employ experts to reconstruct, rewrite, post, or balance them at the expense of the person or entity being examined if such person or entity has failed to maintain, complete, or correct such records or accounts after the office has given him or her or it notice and reasonable opportunity to do so.

7. Obstruction of examinations.—Any person or entity who or which willfully obstructs the office or its examiner in an examination is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

8. Filing of annual statement.—Each underwriting member shall file with the office a full and true statement of its financial condition, transactions, and affairs. The statement shall be filed on or before March 1 of each year, or within such extension of time as the office for good cause grants, and shall be for the preceding calendar year. The statement shall contain information generally included in insurer financial statements prepared in accordance with generally accepted insurance accounting principles and practices and in a form generally utilized by insurers for financial statements, sworn to by at least two executive officers of the underwriting member. The form of the financial statements shall be the approved form of the National Association of Insurance Commissioners or its successor organization. The commission may by rule require each insurer to submit any part of the information contained in the financial statement in a computer-readable form compatible with the office's electronic data processing system. In addition to information furnished in connection with its annual statement, an underwriting member must furnish to the office as soon as reasonably possible such information about its transactions or affairs as the office requests in writing. All information furnished pursuant to the office's request must be verified by the oath of two executive officers of the underwriting member.

9. Record maintenance.—Each underwriting member shall have and maintain its principal place of business in this state and shall keep therein complete records of its assets, transactions, and affairs in accordance with such methods and systems as are customary for or suitable to the kind or kinds of insurance transacted.

10. Examination of agents.—If the department has reason to believe that any agent, as defined in s. 626.015 or s. 626.914(5) ~~s. 626.914~~, has violated or is violating any provision of the insurance law, or upon receipt of a written complaint signed by any interested person indicating that any such violation may exist, the department shall conduct such examination as it deems necessary of the accounts, records, documents, and transactions pertaining to or affecting the insurance affairs of such agent.

11. Written reports of office.—The office or its examiner shall make a full and true written report of any examination. The report shall contain only information obtained from examination of the records, accounts, files, and documents of or relative to the person or entity examined or from testimony of individuals under oath, together with relevant conclusions and recommendations of the examiner based thereon. The office shall furnish a copy of the report to the person or entity examined not less than 30 days prior to filing the report in its office. If such person or entity so requests in writing within such 30-day period, the office shall grant a hearing with respect to the report and shall not file the report until after the hearing and after such modifications have been made therein as the office deems proper.

12. Admissibility of reports.—The report of an examination when filed shall be admissible in evidence in any action or proceeding brought by the office against the person or entity examined, or against his or her or its officers, employees, or agents. The office or its examiners may at any time testify and offer other proper evidence as to information secured or matters discovered during the course of an examination, whether or not a written report of the examination has been either made, furnished, or filed in the office.

13. Publication of reports.—After an examination report has been filed, the office may publish the results of any such examination in one or more newspapers published in this state whenever it deems it to be in the public interest.

14. Consideration of examination reports by entity examined.—After the examination report of an underwriting member has been filed, an affidavit shall be filed with the office, not more than 30 days after the report has been filed, on a form furnished by the office and signed by the person or a representative of any entity examined, stating that the report has been read and that the recommendations made in the report will be considered within a reasonable time.

15. Examination costs.—Each person or entity examined by the office shall pay to the office the expenses incurred in such examination.

16. Exchange costs.—An exchange shall reimburse the office for any expenses incurred by it relating to the regulation of the exchange and its members, except as specified in subparagraph 15.

17. Powers of examiners.—Any examiner appointed by the office, as to the subject of any examination, investigation, or hearing being conducted by him or her, may administer oaths, examine and cross-examine witnesses, and receive oral and documentary evidence, and shall have the power to subpoena witnesses, compel their attendance and testimony, and require by subpoena the production of books, papers, records, files, correspondence, documents, or other evidence which the examiner deems relevant to the inquiry. If any person refuses to comply with any such subpoena or to testify as to any matter concerning which he or she may be lawfully interrogated, the Circuit Court of Leon County or the circuit court of the county wherein such examination, investigation, or hearing is being conducted, or of the county wherein such person resides, on the office's application may issue an order requiring such person to comply with the subpoena and to testify; and any failure to obey such an order of the court may be punished by the court as a contempt thereof. Subpoenas shall be served, and proof of such service made, in the same manner as if issued by a circuit court. Witness fees and mileage, if claimed, shall be allowed the same as for testimony in a circuit court.

18. False testimony.—Any person willfully testifying falsely under oath as to any matter material to any examination, investigation, or hearing shall upon conviction thereof be guilty of perjury and shall be punished accordingly.

19. Self-incrimination.—

a. If any person asks to be excused from attending or testifying or from producing any books, papers, records, contracts, documents, or other evidence in connection with any examination, hearing, or investigation being conducted by the office or its examiner, on the ground that the testimony or evidence required of the person may tend to incriminate him or her or subject him or her to a penalty or forfeiture, and the person notwithstanding is directed to give such testimony or produce such evidence, he or she shall, if so directed by the office and the Department of Legal Affairs, nonetheless comply with such direction; but the person shall not thereafter be prosecuted or subjected to any penalty or forfeiture for or on account of any transaction, matter, or thing concerning which he or she may have so testified or produced evidence, and no testimony so given or evidence so produced shall be received against him or her upon any criminal action, investigation, or proceeding; except that no such person so testifying shall be exempt from prosecution or punishment for any perjury committed by him or her in such testimony, and the testimony or evidence so given or produced shall be admissible against him or her upon any criminal action, investigation, or proceeding concerning such perjury, nor shall he or she be exempt from the refusal, suspension, or revocation of any license, permission, or authority conferred, or to be conferred, pursuant to the insurance law.

b. Any such individual may execute, acknowledge, and file with the office a statement expressly waiving such immunity or privilege in respect to any transaction, matter, or thing specified in such statement, and thereupon the testimony of such individual or such evidence in relation to such transaction, matter, or thing may be received or produced before any judge or justice, court, tribunal, grand jury, or otherwise; and if such testimony or evidence is so received or produced, such individual shall not be entitled to any immunity or privileges on account of any testimony so given or evidence so produced.

20. Penalty for failure to testify.—Any person who refuses or fails, without lawful cause, to testify relative to the affairs of any member, associate broker, or other person when subpoenaed and requested by the office to so testify, as provided in subparagraph 17., shall, in addition to the penalty provided in subparagraph 17., be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

21. Name selection.—No underwriting member shall be formed or authorized to transact insurance in this state under a name which is the same as that of any authorized insurer or is so nearly similar thereto as

to cause or tend to cause confusion or under a name which would tend to mislead as to the type of organization of the insurer. Before incorporating under or using any name, the underwriting syndicate or proposed underwriting syndicate shall submit its name or proposed name to the office for the approval of the office.

22. Capitalization.—An underwriting member approved on or after July 2, 1987, shall provide an initial paid-in capital and surplus of \$3 million and thereafter shall maintain a minimum policyholder surplus of \$2 million in order to be permitted to write insurance. Underwriting members approved prior to July 2, 1987, shall maintain a minimum policyholder surplus of \$1 million. After June 29, 1988, underwriting members approved prior to July 2, 1987, must maintain a minimum policyholder surplus of \$1.5 million to write insurance. After June 29, 1989, underwriting members approved prior to July 2, 1987, must maintain a minimum policyholder surplus of \$1.75 million to write insurance. After December 30, 1989, all underwriting members, regardless of the date they were approved, must maintain a minimum policyholder surplus of \$2 million to write insurance. Except for that portion of the paid-in capital and surplus which shall be maintained in a security fund of an exchange, the paid-in capital and surplus shall be invested by an underwriting member in a manner consistent with ss. 625.301-625.340. The portion of the paid-in capital and surplus in any security fund of an exchange shall be invested in a manner limited to investments for life insurance companies under the Florida insurance laws.

23. Limitations on coverage written.—

a. Limit of risk.—No underwriting member shall expose itself to any loss on any one risk in an amount exceeding 10 percent of its surplus to policyholders. Any risk or portion of any risk which shall have been reinsured in an assuming reinsurer authorized or approved to do such business in this state shall be deducted in determining the limitation of risk prescribed in this section.

b. Restrictions on premiums written.—If the office has reason to believe that the underwriting member's ratio of actual or projected annual gross written premiums to policyholder surplus exceeds 8 to 1 or the underwriting member's ratio of actual or projected annual net premiums to policyholder surplus exceeds 4 to 1, the office may establish maximum gross or net annual premiums to be written by the underwriting member consistent with maintaining the ratios specified in this sub-subparagraph.

(I) Projected annual net or gross premiums shall be based on the actual writings to date for the underwriting member's current calendar year, its writings for the previous calendar year, or both. Ratios shall be computed on an annualized basis.

(II) For purposes of this sub-subparagraph, the term "gross written premiums" means direct premiums written and reinsurance assumed.

c. Surplus as to policyholders.—For the purpose of determining the limitation on coverage written, surplus as to policyholders shall be deemed to include any voluntary reserves, or any part thereof, which are not required by or pursuant to law and shall be determined from the last sworn statement of such underwriting member with the office, or by the last report or examination filed by the office, whichever is more recent at the time of assumption of such risk.

24. Unearned premium reserves.—An underwriting member must at all times maintain an unearned premium reserve equal to 50 percent of the net written premiums of the subscribers on policies having 1 year or less to run, and pro rata on those for longer periods, except that all premiums on any marine or transportation insurance trip risk shall be deemed unearned until the trip is terminated. For the purpose of this subparagraph, the term "net written premiums" means the premium payments made by subscribers plus the premiums due from subscribers, after deducting the amounts specifically provided in the subscribers' agreements for expenses, including reinsurance costs and fees paid to the attorney in fact, provided that the power of attorney agreement contains an explicit provision requiring the attorney in fact to refund any unearned subscribers fees on a pro-rata basis for canceled policies. If there is no such provision, the unearned premium reserve shall be calculated without any adjustment for fees paid to the attorney in fact. If the unearned premium reserves at any time do not amount to \$100,000, there shall be maintained on deposit at the exchange at all

times additional funds in cash or eligible securities which, together with the unearned premium reserves, equal \$100,000. In calculating the foregoing reserves, the amount of the attorney's bond, as filed with the office and as required by s. 629.121, shall be included in such reserves. If at any time the unearned premium reserves are less than the foregoing requirements, the subscribers, or the attorney in fact, shall advance funds to make up the deficiency. Such advances shall only be repaid out of the surplus of the exchange and only after receiving written approval from the office.

25. Loss reserves.—All underwriting members of an exchange shall maintain loss reserves, including a reserve for incurred but not reported claims. The reserves shall be subject to review by the office, and, if loss experience shows that an underwriting member's loss reserves are inadequate, the office shall require the underwriting member to maintain loss reserves in such additional amount as is needed to make them adequate.

26. Distribution of profits.—An underwriting member shall not distribute any profits in the form of cash or other assets to owners except out of that part of its available and accumulated surplus funds which is derived from realized net operating profits on its business and realized capital gains. In any one year such payments to owners shall not exceed 30 percent of such surplus as of December 31 of the immediately preceding year, unless otherwise approved by the office. No distribution of profits shall be made that would render an underwriting member either impaired or insolvent.

27. Stock dividends.—A stock dividend may be paid by an underwriting member out of any available surplus funds in excess of the aggregate amount of surplus advanced to the underwriting member under subparagraph 29.

28. Dividends from earned surplus.—A dividend otherwise lawful may be payable out of an underwriting member's earned surplus even though the total surplus of the underwriting member is then less than the aggregate of its past contributed surplus resulting from issuance of its capital stock at a price in excess of the par value thereof.

29. Borrowing of money by underwriting members.—

a. An underwriting member may borrow money to defray the expenses of its organization, provide it with surplus funds, or for any purpose of its business, upon a written agreement that such money is required to be repaid only out of the underwriting member's surplus in excess of that stipulated in such agreement. The agreement may provide for interest not exceeding 15 percent simple interest per annum. The interest shall or shall not constitute a liability of the underwriting member as to its funds other than such excess of surplus, as stipulated in the agreement. No commission or promotion expense shall be paid in connection with any such loan. The use of any surplus note and any repayments thereof shall be subject to the approval of the office.

b. Money so borrowed, together with any interest thereon if so stipulated in the agreement, shall not form a part of the underwriting member's legal liabilities except as to its surplus in excess of the amount thereof stipulated in the agreement, nor be the basis of any setoff; but until repayment, financial statements filed or published by an underwriting member shall show as a footnote thereto the amount thereof then unpaid, together with any interest thereon accrued but unpaid.

30. Liquidation, rehabilitation, and restrictions.—The office, upon a showing that a member or associate broker of an exchange has met one or more of the grounds contained in part I of chapter 631, may restrict sales by type of risk, policy or contract limits, premium levels, or policy or contract provisions; increase surplus or capital requirements of underwriting members; issue cease and desist orders; suspend or restrict a member's or associate broker's right to transact business; place an underwriting member under conservatorship or rehabilitation; or seek an order of liquidation as authorized by part I of chapter 631.

31. Prohibited conduct.—The following acts by a member, associate broker, or affiliated person shall constitute prohibited conduct:

a. Fraud.

b. Fraudulent or dishonest acts committed by a member or associate broker prior to admission to an exchange, if the facts and circumstances were not disclosed to the office upon application to become a member or associate broker.

c. Conduct detrimental to the welfare of an exchange.

d. Unethical or improper practices or conduct, inconsistent with just and equitable principles of trade as set forth in, but not limited to, ss. 626.951-626.9641 and 626.973.

e. Failure to use due diligence to ascertain the insurance needs of a client or a principal.

f. Misstatements made under oath or upon an application for membership on an exchange.

g. Failure to testify or produce documents when requested by the office.

h. Willful violation of any law of this state.

i. Failure of an officer or principal to testify under oath concerning a member, associate broker, or other person's affairs as they relate to the operation of an exchange.

j. Violation of the constitution and bylaws of the exchange.

32. Penalties for participating in prohibited conduct.—

a. The office may order the suspension of further transaction of business on the exchange of any member or associate broker found to have engaged in prohibited conduct. In addition, any member or associate broker found to have engaged in prohibited conduct may be subject to reprimand, censure, and/or a fine not exceeding \$25,000 imposed by the office.

b. Any member which has an affiliated person who is found to have engaged in prohibited conduct shall be subject to involuntary withdrawal or in addition thereto may be subject to suspension, reprimand, censure, and/or a fine not exceeding \$25,000.

33. Reduction of penalties.—Any suspension, reprimand, censure, or fine may be remitted or reduced by the office on such terms and conditions as are deemed fair and equitable.

34. Other offenses.—Any member or associate broker that is suspended shall be deprived, during the period of suspension, of all rights and privileges of a member or of an associate broker and may be proceeded against by the office for any offense committed either before or after the date of suspension.

35. Reinstatement.—Any member or associate broker that is suspended may be reinstated at any time on such terms and conditions as the office may specify.

36. Remittance of fines.—Fines imposed under this section shall be remitted to the office and shall be paid into the Insurance Regulatory Trust Fund.

37. Failure to pay fines.—When a member or associate broker has failed to pay a fine for 15 days after it becomes payable, such member or associate broker shall be suspended, unless the office has granted an extension of time to pay such fine.

38. Changes in ownership or assets.—In the event of a major change in the ownership or a major change in the assets of an underwriting member, the underwriting member shall report such change in writing to the office within 30 days of the effective date thereof. The report shall set forth the details of the change. Any change in ownership or assets of more than 5 percent shall be considered a major change.

39. Retaliation.—

a. When by or pursuant to the laws of any other state or foreign country any taxes, licenses, or other fees, in the aggregate, and any fines, penalties, deposit requirements, or other material obligations, prohibitions, or restrictions are or would be imposed upon an exchange or upon the agents or representatives of such exchange which are in

excess of such taxes, licenses, and other fees, in the aggregate, or which are in excess of such fines, penalties, deposit requirements, or other obligations, prohibitions, or restrictions directly imposed upon similar exchanges or upon the agents or representatives of such exchanges of such other state or country under the statutes of this state, so long as such laws of such other state or country continue in force or are so applied, the same taxes, licenses, and other fees, in the aggregate, or fines, penalties, deposit requirements, or other material obligations, prohibitions, or restrictions of whatever kind shall be imposed by the office upon the exchanges, or upon the agents or representatives of such exchanges, of such other state or country doing business or seeking to do business in this state.

b. Any tax, license, or other obligation imposed by any city, county, or other political subdivision or agency of a state, jurisdiction, or foreign country on an exchange, or on the agents or representatives on an exchange, shall be deemed to be imposed by such state, jurisdiction, or foreign country within the meaning of sub-subparagraph a.

40. Agents.—

a. Agents as defined in ss. 626.015 and 626.914(5) ~~626.914~~ who are broker members or associate broker members of an exchange shall be allowed only to place on an exchange the same kind or kinds of business that the agent is licensed to place pursuant to Florida law. Direct Florida business as defined in s. 626.916 or s. 626.917 shall be written through a broker member who is a surplus lines agent as defined in s. 626.914. The activities of each broker member or associate broker with regard to an exchange shall be subject to all applicable provisions of the insurance laws of this state, and all such activities shall constitute transactions under his or her license as an insurance agent for purposes of the Florida insurance law.

b. Premium payments and other requirements.—If an underwriting member has assumed the risk as to a surplus lines coverage and if the premium therefor has been received by the surplus lines agent who placed such insurance, then in all questions thereafter arising under the coverage as between the underwriting member and the insured, the underwriting member shall be deemed to have received the premium due to it for such coverage; and the underwriting member shall be liable to the insured as to losses covered by such insurance, and for unearned premiums which may become payable to the insured upon cancellation of such insurance, whether or not in fact the surplus lines agent is indebted to the underwriting member with respect to such insurance or for any other cause.

41. Improperly issued contracts, riders, and endorsements.—

a. Any insurance policy, rider, or endorsement issued by an underwriting member and otherwise valid which contains any condition or provision not in compliance with the requirements of this section shall not be thereby rendered invalid, except as provided in s. 627.415, but shall be construed and applied in accordance with such conditions and provisions as would have applied had such policy, rider, or endorsement been in full compliance with this section. In the event an underwriting member issues or delivers any policy for an amount which exceeds any limitations otherwise provided in this section, the underwriting member shall be liable to the insured or his or her beneficiary for the full amount stated in the policy in addition to any other penalties that may be imposed.

b. Any insurance contract delivered or issued for delivery in this state governing a subject or subjects of insurance resident, located, or to be performed in this state which, pursuant to the provisions of this section, the underwriting member may not lawfully insure under such a contract shall be cancelable at any time by the underwriting member, any provision of the contract to the contrary notwithstanding; and the underwriting member shall promptly cancel the contract in accordance with the request of the office therefor. No such illegality or cancellation shall be deemed to relieve the underwriting syndicate of any liability incurred by it under the contract while in force or to prohibit the underwriting syndicate from retaining the pro rata earned premium thereon. This provision does not relieve the underwriting syndicate from any penalty otherwise incurred by the underwriting syndicate.

42. Satisfaction of judgments.—

a. Every judgment or decree for the recovery of money heretofore or hereafter entered in any court of competent jurisdiction against any underwriting member shall be fully satisfied within 60 days from and after the entry thereof or, in the case of an appeal from such judgment or decree, within 60 days from and after the affirmance of the judgment or decree by the appellate court.

b. If the judgment or decree is not satisfied as required under sub-subparagraph a., and proof of such failure to satisfy is made by filing with the office a certified transcript of the docket of the judgment or the decree together with a certificate by the clerk of the court wherein the judgment or decree remains unsatisfied, in whole or in part, after the time provided in sub-subparagraph a., the office shall forthwith prohibit the underwriting member from transacting business. The office shall not permit such underwriting member to write any new business until the judgment or decree is wholly paid and satisfied and proof thereof is filed with the office under the official certificate of the clerk of the court wherein the judgment was recovered, showing that the judgment or decree is satisfied of record, and until the expenses and fees incurred in the case are also paid by the underwriting syndicate.

43. Tender and exchange offers.—No person shall conclude a tender offer or an exchange offer or otherwise acquire 5 percent or more of the outstanding voting securities of an underwriting member or controlling company or purchase 5 percent or more of the ownership of an underwriting member or controlling company unless such person has filed with, and obtained the approval of, the office and sent to such underwriting member a statement setting forth:

a. The identity of, and background information on, each person by whom, or on whose behalf, the acquisition is to be made; and, if the acquisition is to be made by or on behalf of a corporation, association, or trust, the identity of and background information on each director, officer, trustee, or other natural person performing duties similar to those of a director, officer, or trustee for the corporation, association, or trust.

b. The source and amount of the funds or other consideration used, or to be used, in making the acquisition.

c. Any plans or proposals which such person may have to liquidate such member, to sell its assets, or to merge or consolidate it.

d. The percentage of ownership which such person proposes to acquire and the terms of the offer or exchange, as the case may be.

e. Information as to any contracts, arrangements, or understandings with any party with respect to any securities of such member or controlling company, including, but not limited to, information relating to the transfer of any securities, option arrangements, or puts or calls or the giving or withholding of proxies, naming the party with whom such contract, arrangements, or understandings have been entered and giving the details thereof.

f. The office may disapprove any acquisition subject to the provisions of this subparagraph by any person or any affiliated person of such person who:

(I) Willfully violates this subparagraph;

(II) In violation of an order of the office issued pursuant to subparagraph j., fails to divest himself or herself of any stock obtained in violation of this subparagraph, or fails to divest himself or herself of any direct or indirect control of such stock, within 25 days after such order; or

(III) In violation of an order issued by the office pursuant to subparagraph j., acquires additional stock of the underwriting member or controlling company, or direct or indirect control of such stock, without complying with this subparagraph.

g. The person or persons filing the statement required by this subparagraph have the burden of proof. The office shall approve any such acquisition if it finds, on the basis of the record made during any proceeding or on the basis of the filed statement if no proceeding is conducted, that:

(I) Upon completion of the acquisition, the underwriting member will be able to satisfy the requirements for the approval to write the line or lines of insurance for which it is presently approved;

(II) The financial condition of the acquiring person or persons will not jeopardize the financial stability of the underwriting member or prejudice the interests of its policyholders or the public;

(III) Any plan or proposal which the acquiring person has, or acquiring persons have, made:

(A) To liquidate the insurer, sell its assets, or merge or consolidate it with any person, or to make any other major change in its business or corporate structure or management; or

(B) To liquidate any controlling company, sell its assets, or merge or consolidate it with any person, or to make any major change in its business or corporate structure or management which would have an effect upon the underwriting member

is fair and free of prejudice to the policyholders of the underwriting member or to the public;

(IV) The competence, experience, and integrity of those persons who will control directly or indirectly the operation of the underwriting member indicate that the acquisition is in the best interest of the policyholders of the underwriting member and in the public interest;

(V) The natural persons for whom background information is required to be furnished pursuant to this subparagraph have such backgrounds as to indicate that it is in the best interests of the policyholders of the underwriting member, and in the public interest, to permit such persons to exercise control over such underwriting member;

(VI) The officers and directors to be employed after the acquisition have sufficient insurance experience and ability to assure reasonable promise of successful operation;

(VII) The management of the underwriting member after the acquisition will be competent and trustworthy and will possess sufficient managerial experience so as to make the proposed operation of the underwriting member not hazardous to the insurance-buying public;

(VIII) The management of the underwriting member after the acquisition will not include any person who has directly or indirectly through ownership, control, reinsurance transactions, or other insurance or business relations unlawfully manipulated the assets, accounts, finances, or books of any insurer or underwriting member or otherwise acted in bad faith with respect thereto;

(IX) The acquisition is not likely to be hazardous or prejudicial to the underwriting member's policyholders or the public; and

(X) The effect of the acquisition of control would not substantially lessen competition in insurance in this state or would not tend to create a monopoly therein.

h. No vote by the stockholder of record, or by any other person, of any security acquired in contravention of the provisions of this subparagraph is valid. Any acquisition of any security contrary to the provisions of this subparagraph is void. Upon the petition of the underwriting member or controlling company, the circuit court for the county in which the principal office of such underwriting member is located may, without limiting the generality of its authority, order the issuance or entry of an injunction or other order to enforce the provisions of this subparagraph. There shall be a private right of action in favor of the underwriting member or controlling company to enforce the provisions of this subparagraph. No demand upon the office that it perform its functions shall be required as a prerequisite to any suit by the underwriting member or controlling company against any other person, and in no case shall the office be deemed a necessary party to any action by such underwriting member or controlling company to enforce the provisions of this subparagraph. Any person who makes or proposes an acquisition requiring the filing of a statement pursuant to this subparagraph, or who files such a statement, shall be deemed to have thereby designated the Chief Financial Officer as such person's agent for service of process under this subparagraph and shall thereby be deemed to have submitted himself or herself to the administrative jurisdiction of the office and to the jurisdiction of the circuit court.

i. Any approval by the office under this subparagraph does not constitute a recommendation by the office for an acquisition, tender offer, or exchange offer. It is unlawful for a person to represent that the

office's approval constitutes a recommendation. A person who violates the provisions of this sub-subparagraph is guilty of a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. The statute-of-limitations period for the prosecution of an offense committed under this sub-subparagraph is 5 years.

j. Upon notification to the office by the underwriting member or a controlling company that any person or any affiliated person of such person has acquired 5 percent or more of the outstanding voting securities of the underwriting member or controlling company without complying with the provisions of this subparagraph, the office shall order that the person and any affiliated person of such person cease acquisition of any further securities of the underwriting member or controlling company; however, the person or any affiliated person of such person may request a proceeding, which proceeding shall be convened within 7 days after the rendering of the order for the sole purpose of determining whether the person, individually or in connection with any affiliated person of such person, has acquired 5 percent or more of the outstanding voting securities of an underwriting member or controlling company. Upon the failure of the person or affiliated person to request a hearing within 7 days, or upon a determination at a hearing convened pursuant to this sub-subparagraph that the person or affiliated person has acquired voting securities of an underwriting member or controlling company in violation of this subparagraph, the office may order the person and affiliated person to divest themselves of any voting securities so acquired.

k.(I) The office shall, if necessary to protect the public interest, suspend or revoke the certificate of authority of any underwriting member or controlling company:

(A) The control of which is acquired in violation of this subparagraph;

(B) That is controlled, directly or indirectly, by any person or any affiliated person of such person who, in violation of this subparagraph, has obtained control of an underwriting member or controlling company; or

(C) That is controlled, directly or indirectly, by any person who, directly or indirectly, controls any other person who, in violation of this subparagraph, acquires control of an underwriting member or controlling company.

(II) If any underwriting member is subject to suspension or revocation pursuant to sub-sub-subparagraph (I), the underwriting member shall be deemed to be in such condition, or to be using or to have been subject to such methods or practices in the conduct of its business, as to render its further transaction of insurance presently or prospectively hazardous to its policyholders, creditors, or stockholders or to the public.

l.(I) For the purpose of this sub-sub-subparagraph, the term "affiliated person" of another person means:

(A) The spouse of such other person;

(B) The parents of such other person and their lineal descendants and the parents of such other person's spouse and their lineal descendants;

(C) Any person who directly or indirectly owns or controls, or holds with power to vote, 5 percent or more of the outstanding voting securities of such other person;

(D) Any person 5 percent or more of the outstanding voting securities of which are directly or indirectly owned or controlled, or held with power to vote, by such other person;

(E) Any person or group of persons who directly or indirectly control, are controlled by, or are under common control with such other person; or any officer, director, partner, copartner, or employee of such other person;

(F) If such other person is an investment company, any investment adviser of such company or any member of an advisory board of such company;

(G) If such other person is an unincorporated investment company not having a board of directors, the depositor of such company; or

(H) Any person who has entered into an agreement, written or unwritten, to act in concert with such other person in acquiring or limiting the disposition of securities of an underwriting member or controlling company.

(II) For the purposes of this section, the term “controlling company” means any corporation, trust, or association owning, directly or indirectly, 25 percent or more of the voting securities of one or more underwriting members.

m. The commission may adopt, amend, or repeal rules that are necessary to implement the provisions of this subparagraph, pursuant to chapter 120.

44. Background information.—The information as to the background and identity of each person about whom information is required to be furnished pursuant to sub-subparagraph 43.a. shall include, but shall not be limited to:

a. Such person’s occupations, positions of employment, and offices held during the past 10 years.

b. The principal business and address of any business, corporation, or other organization in which each such office was held or in which such occupation or position of employment was carried on.

c. Whether, at any time during such 10-year period, such person was convicted of any crime other than a traffic violation.

d. Whether, during such 10-year period, such person has been the subject of any proceeding for the revocation of any license and, if so, the nature of such proceeding and the disposition thereof.

e. Whether, during such 10-year period, such person has been the subject of any proceeding under the federal Bankruptcy Act or whether, during such 10-year period, any corporation, partnership, firm, trust, or association in which such person was a director, officer, trustee, partner, or other official has been subject to any such proceeding, either during the time in which such person was a director, officer, trustee, partner, or other official, or within 12 months thereafter.

f. Whether, during such 10-year period, such person has been enjoined, either temporarily or permanently, by a court of competent jurisdiction from violating any federal or state law regulating the business of insurance, securities, or banking, or from carrying out any particular practice or practices in the course of the business of insurance, securities, or banking, together with details of any such event.

45. Security fund.—All underwriting members shall be members of the security fund of any exchange.

46. Underwriting member defined.—Whenever the term “underwriting member” is used in this subsection, it shall be construed to mean “underwriting syndicate.”

47. Offsets.—Any action, requirement, or constraint imposed by the office shall reduce or offset similar actions, requirements, or constraints of any exchange.

48. Restriction on member ownership.—

a. Investments existing prior to July 2, 1987.—The investment in any member by brokers, agents, and intermediaries transacting business on the exchange, and the investment in any such broker, agent, or intermediary by any member, directly or indirectly, shall in each case be limited in the aggregate to less than 20 percent of the total investment in such member, broker, agent, or intermediary, as the case may be. After December 31, 1987, the aggregate percent of the total investment in such member by any broker, agent, or intermediary and the aggregate percent of the total investment in any such broker, agent, or intermediary by any member, directly or indirectly, shall not exceed 15 percent. After June 30, 1988, such aggregate percent shall not exceed 10 percent and after December 31, 1988, such aggregate percent shall not exceed 5 percent.

b. Investments arising on or after July 2, 1987.—The investment in any underwriting member by brokers, agents, or intermediaries transacting business on the exchange, and the investment in any such broker, agent, or intermediary by any underwriting member, directly or indirectly, shall in each case be limited in the aggregate to less than 5 percent of the total investment in such underwriting member, broker, agent, or intermediary.

49. “Underwriting manager” defined.—“Underwriting manager” as used in this subparagraph includes any person, partnership, corporation, or organization providing any of the following services to underwriting members of the exchange:

a. Office management and allied services, including correspondence and secretarial services.

b. Accounting services, including bookkeeping and financial report preparation.

c. Investment and banking consultations and services.

d. Underwriting functions and services including the acceptance, rejection, placement, and marketing of risk.

50. Prohibition of underwriting manager investment.—Any direct or indirect investment in any underwriting manager by a broker member or any affiliated person of a broker member or any direct or indirect investment in a broker member by an underwriting manager or any affiliated person of an underwriting manager is prohibited. “Affiliated person” for purposes of this subparagraph is defined in subparagraph 43.

51. An underwriting member may not accept reinsurance on an assumed basis from an affiliate or a controlling company, nor may a broker member or management company place reinsurance from an affiliate or controlling company of theirs with an underwriting member. “Affiliate and controlling company” for purposes of this subparagraph is defined in subparagraph 43.

52. Premium defined.—“Premium” is the consideration for insurance, by whatever name called. Any “assessment” or any “membership,” “policy,” “survey,” “inspection,” “service” fee or charge or similar fee or charge in consideration for an insurance contract is deemed part of the premium.

53. Rules.—The commission shall adopt rules necessary for or as an aid to the effectuation of any provision of this section.

Section 7. 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 domestic surplus lines insurers; amending s. 626.914, F.S.; defining the term “domestic surplus lines insurer”; revising the definition of the term “eligible surplus lines insurer” to include domestic surplus lines insurers; creating s. 626.91805, F.S.; defining the term “nonadmitted insurer”; authorizing specified nonadmitted insurers to transact insurance as domestic surplus lines insurers under certain circumstances; requiring domestic surplus lines insurers to maintain a minimum surplus amount; requiring such insurers to be deemed eligible surplus lines insurers and to be included in the list of eligible surplus lines insurers; authorizing such insurers to write certain kinds of insurance; requiring such insurers to be considered unauthorized insurers for specified purposes; requiring such insurers to be considered nonadmitted insurers for specified purposes; authorizing domestic surplus lines insurers to write only surplus lines insurance under a specified circumstance; prohibiting such insurers from simultaneously holding any certificate of authority to operate as admitted insurers; authorizing such insurers to write surplus lines insurance in any jurisdiction if specified requirements are met; providing applicability of specified requirements of the Florida Insurance Code to such insurers; providing an exception; providing an exemption from a specified law for such insurers; providing exemptions from specified requirements for surplus lines insurance policies issued by such insurers; providing that such policies are subject to specified taxes but are not subject to certain other taxes; providing that such policies are not subject to the protections and requirements of specified acts and a specified fund; prohibiting such insurers from issuing certain home-

owners' policies under a specified circumstance; providing nonapplicability; prohibiting such insurers from issuing certain policies to satisfy specified laws; amending ss. 458.320, 459.0085, and 464.0123, F.S.; conforming cross-references; amending s. 629.401, F.S.; specifying cross-references; providing an effective date.

SENATOR BEAN PRESIDING

Senator Burgess moved the following amendment to **Amendment 1 (906044)** which was adopted:

Amendment 1A (731740) (with title amendment)—Delete lines 15-51 and insert:
insurer domiciled in this state which has been deemed eligible and authorized by the office to write surplus lines insurance in this state. The authorization to write surplus lines insurance is not contingent on the company's holding of an existing certificate of authority.

(3)(2) "Eligible surplus lines insurer" means:

- (a) An unauthorized insurer ~~that which~~ has been made eligible by the office to issue insurance coverage under this Surplus Lines Law; or
- (b) A domestic surplus lines insurer.

(4)(3) "~~Export~~ ~~To export~~" means to place, in an unauthorized insurer under this Surplus Lines Law, insurance covering a subject of insurance resident, located, or to be performed in this state.

(1)(4) "Diligent effort" means seeking coverage from and having been rejected by at least three authorized insurers currently writing this type of coverage and documenting these rejections. However, if the residential structure has a dwelling replacement cost of \$700,000 or more, the term means seeking coverage from and having been rejected by at least one authorized insurer currently writing this type of coverage and documenting this rejection.

Section 2. Section 626.91805, Florida Statutes, is created to read:

626.91805 *Domestic surplus lines insurers.*—

(1) *As used in this section, the term "nonadmitted insurer" has the same meaning as provided in the federal Nonadmitted and Reinsurance Reform Act of 2010.*

(2) *Notwithstanding any other law, a nonadmitted insurer possessing a policyholder surplus of at least \$15 million is, under a resolution by its board of directors and with the written approval of the office, eligible to transact*

And the title is amended as follows:

Delete line 1088 and insert: insurer"; providing that specified nonadmitted insurers are eligible

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

Senator Polsky moved the following amendment to **Amendment 1 (906044)** which failed:

Amendment 1B (131820) (with title amendment)—Between lines 110 and 111 insert:

(14) *A domestic surplus lines insurer may not issue a property insurance contract on any property insured in this state, and a surplus lines agent may not deliver a property insurance contract issued by a domestic surplus lines insurer on property in this state, which contains any provision requiring or authorizing litigation, arbitration, mediation, or any other alternative dispute resolution outside of this state or applying the law of any jurisdiction other than this state.*

And the title is amended as follows:

Delete line 1120 and insert: specified laws; prohibiting specified insurers from issuing property insurance contracts requiring or authorizing certain legal proceedings; amending ss. 458.320, 459.0085, and

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

Senator Burgess moved the following amendment to **Amendment 1 (906044)** which was adopted:

Amendment 1C (360268)—Delete lines 100-104 and insert:
homeowner's policy covering personal residential property located in this state within 12 months following the effective date of the nonrenewal or cancellation of such policy by an admitted carrier affiliate as that term is defined in s. 624.10. This restriction does

Amendment 1 (906044), as amended, was adopted.

Pursuant to Rule 4.19, **SB 1402**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for SB 1326—A bill to be entitled An act relating to the Comprehensive Review Study of the Central and Southern Florida Project; amending s. 373.1501, F.S.; requiring the South Florida Water Management District to prepare and submit a consolidated annual report regarding the status of a specified study to the Office of Economic and Demographic Research, the Department of Environmental Protection, the Governor, and the Legislature by a specified date; providing report requirements; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1326**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 513** was withdrawn from the Committee on Rules.

On motion by Senator Rodriguez—

CS for HB 513—A bill to be entitled An act relating to the Comprehensive Review Study of the Central and Southern Florida Project; amending s. 373.1501, F.S.; directing the South Florida Water Management District to prepare and submit a consolidated annual report regarding the status of the project to the Office of Economic and Demographic Research, the Department of Environmental Protection, the Governor, and the Legislature by a specified date; providing report requirements; providing an effective date.

—a companion measure, was substituted for **CS for SB 1326** and read the second time by title.

On motion by Senator Rodriguez, by two-thirds vote, **CS for HB 513** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

CS for SB 1246—A bill to be entitled An act relating to benchmark replacements for the London Interbank Offered Rate; creating s. 687.15, F.S.; providing legislative findings and intent and a statement of public interest; providing definitions; requiring that recommended benchmark replacements selected or recommended by specified persons be benchmark replacements on the United States dollar London Interbank Offered Rate (LIBOR) replacement date for certain contracts, securities,

and instruments; requiring certain fallback provisions in contracts, securities, and instruments providing specified benchmark replacements to be disregarded and void; authorizing specified persons to select benchmark replacements under certain circumstances; providing requirements for such selection; providing applicability; requiring benchmark replacement conforming changes to become an integral part of contracts, securities, and instruments under certain circumstances; providing construction; providing that a person is not liable for damages and is not subject to claims and requests for equitable relief under certain circumstances; providing applicability; prohibiting other laws from superseding specified provisions; providing that the act is remedial in nature; providing retroactive applicability; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1246**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 925** was withdrawn from the Committee on Rules.

On motion by Senator Gruters—

CS for HB 925—A bill to be entitled An act relating to benchmark replacements for London Interbank Offered Rate; creating s. 687.15, F.S.; providing legislative findings and intent and a statement of public interest; providing definitions; requiring that recommended benchmark replacements selected or recommended by specified persons be benchmark replacements on the United States dollar London Interbank Offered Rate (LIBOR) replacement date for certain contracts, securities, and instruments; requiring certain fallback provisions in contracts, securities, and instruments providing specified benchmark replacements to be disregarded and void; authorizing specified persons to select benchmark replacements under certain circumstances; providing requirements for such selection; providing applicability; requiring benchmark replacement conforming changes to become an integral part of contracts, securities, and instruments under certain circumstances; providing construction; providing that a person is not liable for damages and is not subject to claims and requests for equitable relief under certain circumstances; providing applicability; prohibiting other laws from superseding specified provisions; providing that the act is remedial in nature; providing retroactive applicability; providing an effective date.

—a companion measure, was substituted for **CS for SB 1246** and read the second time by title.

On motion by Senator Gruters, by two-thirds vote, **CS for HB 925** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Taddeo

Consideration of **CS for SB 630** was deferred.

On motion by Senator Stargel—

CS for HB 5—A bill to be entitled An act relating to reducing fetal and infant mortality; amending s. 381.84, F.S.; revising the purpose and requirements for the Comprehensive Statewide Tobacco Education and Use Prevention Program; revising a provision relating to a certain report to conform to changes made by the act; creating s. 383.21625, F.S.; providing a definition; requiring the Department of Health to contract with local healthy start coalitions for the creation of fetal and infant mortality review committees in all regions of the state; providing requirements for such committees; requiring local healthy start coalitions to report the findings and recommendations developed by the committees to the department annually; requiring the department to compile such findings and recommendations in a report and submit such report to the Governor and Legislature by a specified date and annually; authorizing the department to adopt rules; amending s. 390.011, F.S.; revising and providing definitions; amending s. 390.0111, F.S.; prohibiting a physician from performing a termination of pregnancy if the physician determines the gestational age of a fetus is more than a specified number of weeks; providing an exception; amending s. 390.0112, F.S.; revising a requirement that the directors of certain medical facilities submit a monthly report to the Agency for Health Care Administration; requiring certain physicians to submit such report to the agency; requiring the report to be submitted electronically on a form adopted by the agency, the Board of Medicine, and the Board of Osteopathic Medicine; requiring the report to include certain additional information; removing obsolete language; creating s. 395.1054, F.S.; requiring that certain hospitals participate in a minimum number of quality improvement initiatives developed in collaboration with the Florida Perinatal Quality Collaborative within the University of South Florida College of Public Health; providing an appropriation; providing an effective date.

—was read the second time by title.

Senator Polsky moved the following amendment which failed:

Amendment 1 (733896) (with title amendment)—Before line 45 insert:

Section 1. Subsection (1) of section 61.13, Florida Statutes, is amended to read:

61.13 Support of children; parenting and time-sharing; powers of court.—

(1)(a) In a proceeding under this chapter, the court may at any time order either or both parents who owe a duty of support to a child to pay support to the other parent or, in the case of both parents, to a third party who has custody in accordance with the child support guidelines schedule in s. 61.30. *Child support may be ordered under this section for an unborn child beginning at the gestational age of 15 weeks. If paternity of the obligor is disputed, the court must await the outcome of the paternity proceeding before ordering child support payments and must award child support retroactive to the date when the gestational age of the unborn child was 15 weeks.*

1. All child support orders and income deduction orders entered on or after October 1, 2010, must provide:

a. For child support to terminate on a child's 18th birthday unless the court finds or previously found that s. 743.07(2) applies, or is otherwise agreed to by the parties;

b. A schedule, based on the record existing at the time of the order, stating the amount of the monthly child support obligation for all the minor children at the time of the order and the amount of child support that will be owed for any remaining children after one or more of the children are no longer entitled to receive child support; and

c. The month, day, and year that the reduction or termination of child support becomes effective.

2. The court initially entering an order requiring one or both parents to make child support payments has continuing jurisdiction after the entry of the initial order to modify the amount and terms and conditions

of the child support payments if the modification is found by the court to be in the best interests of the child; when the child reaches majority; if there is a substantial change in the circumstances of the parties; if s. 743.07(2) applies; or when a child is emancipated, marries, joins the armed services, or dies. *For child support orders involving unborn children, the court must review and modify, if appropriate, the amount and terms and conditions of child support payments when the child is born.* The court initially entering a child support order has continuing jurisdiction to require the obligee to report to the court on terms prescribed by the court regarding the disposition of the child support payments.

(b) Each order for support shall contain a provision for health insurance for the minor child when health insurance is reasonable in cost and accessible to the child. *For child support orders involving unborn children, the provision for health insurance must include coverage for the pregnant woman for the duration of the pregnancy and any related postpartum care needed immediately after the child is born.* Health insurance is presumed to be reasonable in cost if the incremental cost of adding health insurance for the child or children does not exceed 5 percent of the gross income, as defined in s. 61.30, of the parent responsible for providing health insurance. Health insurance is accessible to the child if the health insurance is available to be used in the county of the child's primary residence or in another county if the parent who has the most time under the time-sharing plan agrees. If the time-sharing plan provides for equal time-sharing, health insurance is accessible to the child if the health insurance is available to be used in either county where the child resides or in another county if both parents agree. The court may require the obligor to provide health insurance or to reimburse the obligee for the cost of health insurance for the minor child when insurance is provided by the obligee. The presumption of reasonable cost may be rebutted by evidence of any of the factors in s. 61.30(11)(a). The court may deviate from what is presumed reasonable in cost only upon a written finding explaining its determination why ordering or not ordering the provision of health insurance or the reimbursement of the obligee's cost for providing health insurance for the minor child would be unjust or inappropriate. In any event, the court shall apportion the cost of health insurance, and any noncovered medical, dental, and prescription medication expenses of the child, to both parties by adding the cost to the basic obligation determined pursuant to s. 61.30(6). The court may order that payment of noncovered medical, dental, and prescription medication expenses of the minor child be made directly to the obligee on a percentage basis. In a proceeding for medical support only, each parent's share of the child's noncovered medical expenses shall equal the parent's percentage share of the combined net income of the parents. The percentage share shall be calculated by dividing each parent's net monthly income by the combined monthly net income of both parents. Net income is calculated as specified by s. 61.30(3) and (4).

1. In a non-Title IV-D case, a copy of the court order for health insurance shall be served on the obligor's union or employer by the obligee when the following conditions are met:

a. The obligor fails to provide written proof to the obligee within 30 days after receiving effective notice of the court order that the health insurance has been obtained or that application for health insurance has been made;

b. The obligee serves written notice of intent to enforce an order for health insurance on the obligor by mail at the obligor's last known address; and

c. The obligor fails within 15 days after the mailing of the notice to provide written proof to the obligee that the health insurance existed as of the date of mailing.

2.a. A support order enforced under Title IV-D of the Social Security Act which requires that the obligor provide health insurance is enforceable by the department through the use of the national medical support notice, and an amendment to the support order is not required. The department shall transfer the national medical support notice to the obligor's union or employer. The department shall notify the obligor in writing that the notice has been sent to the obligor's union or employer, and the written notification must include the obligor's rights and duties under the national medical support notice. The obligor may contest the withholding required by the national medical support notice based on a mistake of fact. To contest the withholding, the obligor must

file a written notice of contest with the department within 15 business days after the date the obligor receives written notification of the national medical support notice from the department. Filing with the department is complete when the notice is received by the person designated by the department in the written notification. The notice of contest must be in the form prescribed by the department. Upon the timely filing of a notice of contest, the department shall, within 5 business days, schedule an informal conference with the obligor to discuss the obligor's factual dispute. If the informal conference resolves the dispute to the obligor's satisfaction or if the obligor fails to attend the informal conference, the notice of contest is deemed withdrawn. If the informal conference does not resolve the dispute, the obligor may request an administrative hearing under chapter 120 within 5 business days after the termination of the informal conference, in a form and manner prescribed by the department. However, the filing of a notice of contest by the obligor does not delay the withholding of premium payments by the union, employer, or health plan administrator. The union, employer, or health plan administrator must implement the withholding as directed by the national medical support notice unless notified by the department that the national medical support notice is terminated.

b. In a Title IV-D case, the department shall notify an obligor's union or employer if the obligation to provide health insurance through that union or employer is terminated.

3. In a non-Title IV-D case, upon receipt of the order pursuant to subparagraph 1., or upon application of the obligor pursuant to the order, the union or employer shall enroll the minor child as a beneficiary in the group health plan regardless of any restrictions on the enrollment period and withhold any required premium from the obligor's income. If more than one plan is offered by the union or employer, the child shall be enrolled in the group health plan in which the obligor is enrolled.

4.a. Upon receipt of the national medical support notice under subparagraph 2. in a Title IV-D case, the union or employer shall transfer the notice to the appropriate group health plan administrator within 20 business days after the date on the notice. The plan administrator must enroll the child as a beneficiary in the group health plan regardless of any restrictions on the enrollment period, and the union or employer must withhold any required premium from the obligor's income upon notification by the plan administrator that the child is enrolled. The child shall be enrolled in the group health plan in which the obligor is enrolled. If the group health plan in which the obligor is enrolled is not available where the child resides or if the obligor is not enrolled in group coverage, the child shall be enrolled in the lowest cost group health plan that is accessible to the child.

b. If health insurance or the obligor's employment is terminated in a Title IV-D case, the union or employer that is withholding premiums for health insurance under a national medical support notice must notify the department within 20 days after the termination and provide the obligor's last known address and the name and address of the obligor's new employer, if known.

5.a. The amount withheld by a union or employer in compliance with a support order may not exceed the amount allowed under s. 303(b) of the Consumer Credit Protection Act, 15 U.S.C. s. 1673(b), as amended. The union or employer shall withhold the maximum allowed by the Consumer Credit Protection Act in the following order:

- (I) Current support, as ordered.
- (II) Premium payments for health insurance, as ordered.
- (III) Past due support, as ordered.
- (IV) Other medical support or insurance, as ordered.

b. If the combined amount to be withheld for current support plus the premium payment for health insurance exceed the amount allowed under the Consumer Credit Protection Act, and the health insurance cannot be obtained unless the full amount of the premium is paid, the union or employer may not withhold the premium payment. However, the union or employer shall withhold the maximum allowed in the following order:

- (I) Current support, as ordered.

(II) Past due support, as ordered.

(III) Other medical support or insurance, as ordered.

6. An employer, union, or plan administrator who does not comply with the requirements in sub-subparagraph 4.a. is subject to a civil penalty not to exceed \$250 for the first violation and \$500 for subsequent violations, plus attorney's fees and costs. The department may file a petition in circuit court to enforce the requirements of this subparagraph.

7. The department may adopt rules to administer the child support enforcement provisions of this section that affect Title IV-D cases.

(c) To the extent necessary to protect an award of child support, the court may order the obligor to purchase or maintain a life insurance policy or a bond, or to otherwise secure the child support award with any other assets which may be suitable for that purpose.

(d)1. All child support orders shall provide the full name and date of birth of each minor child who is the subject of the child support order. *For child support orders involving unborn children, the order shall specify that the order is for the benefit of an unborn child and include the gestational age and intended full name, if any, of the unborn child.*

2. If both parties request and the court finds that it is in the best interest of the child, support payments need not be subject to immediate income deduction. Support orders that are not subject to immediate income deduction may be directed through the depository under s. 61.181 or made payable directly to the obligee. Payments made by immediate income deduction shall be made to the State Disbursement Unit. The court shall provide a copy of the order to the depository.

3. For support orders payable directly to the obligee, any party may subsequently file an affidavit with the depository alleging a default in payment of child support and stating that the party wishes to require that payments be made through the depository. The party shall provide copies of the affidavit to the court and to each other party. Fifteen days after receipt of the affidavit, the depository shall notify all parties that future payments shall be paid through the depository, except that payments in Title IV-D cases and income deduction payments shall be made to the State Disbursement Unit. In Title IV-D cases, an affidavit of default or a default in payments is not required to receive depository services. Upon notice by the department that it is providing Title IV-D services in a case with an existing support order, the depository shall transmit case data through, and set up appropriate payment accounts in, regardless of whether there is a delinquency, the Clerk of the Court Child Support Enforcement Collection System as required under s. 61.181(2)(b).

And the title is amended as follows:

Delete line 3 and insert: mortality; amending s. 61.13, F.S.; providing that child support may be ordered for unborn children beginning at a specified gestational age; requiring the court to await the outcome of paternity proceedings in disputed paternity cases before ordering child support payments; providing for retroactive child support payments under certain circumstances; requiring the court to review and modify, if appropriate, child support orders involving unborn children when the child is born; requiring child support orders involving unborn children to include health insurance coverage for the pregnant woman for a specified time; requiring that child support orders involving unborn children include specified information; amending s. 381.84, F.S.; revising the

Senator Ausley moved the following amendment which failed:

Amendment 2 (870010) (with title amendment)—Delete lines 199-293.

And the title is amended as follows:

Delete lines 20-34.

Senator Taddeo moved the following amendment which failed:

Amendment 3 (477126) (with title amendment)—Delete lines 225-242 and insert:

(a) ~~The physician certifies~~ ~~Two physicians certify~~ in writing that, in reasonable medical judgment, the termination of the pregnancy is necessary to save the pregnant woman's life or avert a serious risk of substantial and irreversible physical impairment of a major bodily function of the pregnant woman other than a psychological condition.

(b) The physician certifies in writing that, in reasonable medical judgment, there is a medical necessity for legitimate emergency medical procedures for termination of the pregnancy to save the pregnant woman's life or avert a serious risk of imminent substantial and irreversible physical impairment of a major bodily function of the pregnant woman other than a psychological condition, ~~and another physician is not available for consultation.~~

(c) *The fetus has not achieved viability under s. 390.01112, and the physician certifies in writing that, in reasonable medical judgment, the fetus has a fatal fetal abnormality.*

Section 5. Subsection (1) of s. 390.01112, Florida Statutes, is amended to read:

390.01112 Termination of pregnancies during viability.—

(1) ~~A physician may not perform a~~ ~~No~~ termination of pregnancy ~~shall be performed on any human being~~ if the physician determines that, in reasonable medical judgment, the fetus has achieved viability, unless:

(a) ~~The physician certifies~~ ~~Two physicians certify~~ in writing that, in reasonable medical judgment, the termination of the pregnancy is necessary to save the pregnant woman's life or avert a serious risk of substantial and irreversible physical impairment of a major bodily function of the pregnant woman other than a psychological condition; or

(b) The physician certifies in writing that, in reasonable medical judgment, there is a medical necessity for legitimate emergency medical procedures for termination of the pregnancy to save the pregnant woman's life or avert a serious risk of imminent substantial and irreversible physical impairment of a major bodily function of the pregnant woman other than a psychological condition, ~~and another physician is not available for consultation.~~

And the title is amended as follows:

Delete line 25 and insert: providing and revising exceptions; amending s. 390.01112, F.S.; conforming provisions to changes made by the act; amending s. 390.0112, F.S.;

The vote was:

Yeas—15

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

Nays—23

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

Senator Stewart moved the following amendment which failed:

Amendment 4 (408524) (with directory and title amendments)—Delete lines 229-242 and insert: bodily function of the pregnant woman ~~other than a psychological condition.~~

(b) The physician certifies in writing that, in reasonable medical judgment, there is a medical necessity for legitimate emergency medical procedures for termination of the pregnancy to save the pregnant woman's life or avert a serious risk of imminent substantial and irreversible physical impairment of a major bodily function of the pregnant woman ~~other than a psychological condition~~, and another physician is not available for consultation.

(c) *The fetus has not achieved viability under s. 390.01112, and two physicians certify in writing that, in reasonable medical judgement, the fetus has a fatal fetal abnormality.*

(15) USE OF PUBLIC FUNDS RESTRICTED.—A state agency, a local governmental entity, or a managed care plan providing services under part IV of chapter 409 may not expend funds for the benefit of, pay funds to, or initiate or renew a contract with an organization that owns, operates, or is affiliated with one or more clinics that are licensed under this chapter and perform abortions unless one or more of the following applies:

- (a) All abortions performed by such clinics are:
 1. On fetuses that are conceived through rape or incest; or
 2. Are medically necessary to preserve the life of the pregnant woman or to avert a serious risk of substantial and irreversible physical impairment of a major bodily function of the pregnant woman, ~~other than a psychological condition~~.

Section 5. Subsection (1) of section 390.01112, Florida Statutes, is amended to read:

390.01112 Termination of pregnancies during viability.—

(1) ~~A physician may not perform a~~ ~~No~~ termination of pregnancy shall be performed on any human being if the physician determines that, in reasonable medical judgment, the fetus has achieved viability, unless:

(a) Two physicians certify in writing that, in reasonable medical judgment, the termination of the pregnancy is necessary to save the pregnant woman's life or avert a serious risk of substantial and irreversible physical impairment of a major bodily function of the pregnant woman ~~other than a psychological condition~~; or

(b) The physician certifies in writing that, in reasonable medical judgment, there is a medical necessity for legitimate emergency medical procedures for termination of the pregnancy to save the pregnant woman's life or avert a serious risk of imminent substantial and irreversible physical impairment of a major bodily function of the pregnant woman ~~other than a psychological condition~~, and another physician is not available for consultation.

And the directory clause is amended as follows:

Delete lines 216-217 and insert:

Section 4. Subsection (1) and paragraph (a) of subsection (15) of section 390.0111, Florida Statutes, are amended to read:

And the title is amended as follows:

Delete line 25 and insert: providing and revising exceptions; amending s. 390.01112, F.S.; conforming provisions to changes made by the act; amending s. 390.0112, F.S.;

Senator Taddeo moved the following amendment which failed:

Amendment 5 (574340) (with title amendment)—Delete line 242 and insert:
abnormality. The physician who performs the initial evaluation on the pregnant woman shall secure an appointment with a second physician for the subsequent evaluation required by this paragraph, to be performed within 3 days after the initial evaluation. If the physician is unable to secure an appointment with a second physician within this timeframe, the requirement for a second physician certification under this paragraph is waived.

And the title is amended as follows:

Delete line 25 and insert: providing an exception; requiring physicians who perform certain evaluations on pregnant women to secure an appointment for a subsequent evaluation with a second physician within a specified timeframe; waiving a certain certification requirement if the physician is unable to do so within the specified timeframe; amending s. 390.0112, F.S.;

Senator Gibson moved the following amendment which failed:

Amendment 6 (978858) (with title amendment)—Between lines 242 and 243 insert:

(d) *The pregnant woman is a minor in the process of obtaining a judicial waiver as provided in s. 390.01114.*

And the title is amended as follows:

Delete line 25 and insert: providing exceptions; amending s. 390.0112, F.S.;

Senator Book moved the following amendment which failed:

Amendment 7 (476638) (with title amendment)—Between lines 242 and 243 insert:

(d) *The pregnancy is the result of rape, incest, or human trafficking.*

And the title is amended as follows:

Delete line 25 and insert: providing exceptions; amending s. 390.0112, F.S.;

THE PRESIDENT PRESIDING

Senator Berman moved the following amendment which failed:

Amendment 8 (766018) (with title amendment)—Between lines 301 and 302 insert:

Section 7. *The Department of Health shall establish a fund for the purpose of funding expenses for children born with fetal abnormalities and for the increase in the number of children entering the foster care system. In addition to any other appropriation by the Legislature, the department is directed to allocate to the fund 50 percent of moneys appropriated each year for pregnancy support and wellness services under s. 381.96, Florida Statutes. The Department of Health shall adopt rules to administer the fund.*

And the title is amended as follows:

Delete line 40 and insert: Public Health; requiring the department to establish a fund for specified purposes; directing the department to allocate a specified percentage of certain appropriations to the fund; requiring the department to adopt rules; providing an appropriation; providing

SENATOR BEAN PRESIDING

Senator Cruz moved the following amendment which failed:

Amendment 9 (809978) (with title amendment)—Between lines 301 and 302 insert:

Section 7. Subsection (13) is added to section 409.904, Florida Statutes, to read:

409.904 Optional payments for eligible persons.—The agency may make payments for medical assistance and related services on behalf of the following persons who are determined to be eligible subject to the income, assets, and categorical eligibility tests set forth in federal and state law. Payment on behalf of these Medicaid eligible persons is subject to the availability of moneys and any limitations established by the General Appropriations Act or chapter 216.

(13) *Women who may become pregnant and are eligible as described in 42 U.S.C. s. 1396a(a)(10)(A)(i)(VIII).*

And the title is amended as follows:

Delete line 40 and insert: Public Health; amending s. 409.904, F.S.; extending Medicaid eligibility to certain women who may become pregnant; providing an appropriation; providing

The vote was:

Yeas—15

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

Nays—22

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

Senator Taddeo moved the following amendment which failed:

Amendment 10 (885302) (with title amendment)—Between lines 301 and 302 insert:

Section 7. Section 456.52, Florida Statutes, is created to read:

456.52 Vasectomies.—A physician may not perform a vasectomy procedure unless two physicians certify in writing that they have counseled the man seeking the vasectomy procedure on the fact that the procedure will prevent future life from being created.

And the title is amended as follows:

Delete line 40 and insert: Public Health; creating s. 456.52, F.S.; prohibiting physicians from performing vasectomy procedures unless certain conditions are met; providing an appropriation; providing

Pursuant to Rule 4.19, **CS for HB 5** was placed on the calendar of Bills on Third Reading.

MOTIONS

On motion by Senator Passidomo, the rules were waived and time of adjournment was extended until completion of the Special Order Calendar.

CS for SB 630—A bill to be entitled An act relating to pregnant women in custody; providing a short title; creating s. 907.033, F.S.; requiring that every female who is arrested and not released on bond within 72 hours after arrest be administered a pregnancy test within a specified timeframe, upon her request; requiring that each municipal or county detention facility notify each arrested female upon booking at the facility of her right to request a pregnancy test; providing for the types of pregnancy tests that may be given; defining the term “female”; creating s. 925.13, F.S.; defining the term “pregnant woman”; authorizing a sentencing court to stay the beginning of the period of incarceration for up to a certain timeframe for a pregnant woman convicted of any offense; requiring the court to consider specified factors in determining whether to grant a pregnant woman’s request to stay the beginning of the period of incarceration; requiring the court to explain its reasons for granting a stay of incarceration in writing; authorizing a sentencing court to order a pregnant woman to comply with specified terms and conditions during the stay of the incarceration; requiring that, within 10 days after the end of the stay and the commencement of the woman’s incarceration, she be offered and receive, upon her request, a specified assessment and services; authorizing a judge to impose specified sanctions for another criminal conviction or a violation of the terms and conditions ordered by the judge; requiring municipal and

county detention facilities to collect and report to the Department of Corrections, and the department to collect from its own institutions, specified information; requiring the department to quarterly compile and publish the information on its public website; providing requirements for publishing such information; providing an effective date.

—was read the second time by title. On motion by Senator Jones, by two-thirds vote, **CS for SB 630** 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

Vote after roll call:

Yea—Brandes

Consideration of **CS for CS for SB 1010** was deferred.

CS for SB 1210—A bill to be entitled An act relating to pollution control standards and liability; amending s. 403.182, F.S.; providing that the Secretary of Environmental Protection has exclusive jurisdiction in setting standards or procedures for evaluating environmental conditions and assessing potential liability for the presence of contaminants on certain agricultural lands; prohibiting the secretary from delegating such authority to a local governmental entity; providing construction and applicability; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1210**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 909** was withdrawn from the Committee on Appropriations.

On motion by Senator Albritton—

CS for HB 909—A bill to be entitled An act relating to pollution control standards and liability; amending s. 403.182, F.S.; providing that the Secretary of Environmental Protection has exclusive jurisdiction in setting standards or procedures for evaluating environmental conditions and assessing potential liability for the presence of contaminants on certain agricultural lands; prohibiting the secretary from delegating such authority to a local governmental entity; providing construction and applicability; providing an effective date.

—a companion measure, was substituted for **CS for SB 1210** and read the second time by title.

On motion by Senator Albritton, by two-thirds vote, **CS for HB 909** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

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

Rouson	Stewart	Torres
Stargel	Taddeo	Wright
Nays—None		

Nays—None

Vote after roll call:

Yea—Farmer

CS for CS for SB 1194—A bill to be entitled An act relating to local tax referenda requirements; amending ss. 125.0104, 125.0108, and 125.901, F.S.; requiring referenda elections related to tourist development taxes, tourist impact taxes, and children’s services and independent special district property taxes to be held on the day of a general election; amending ss. 200.091 and 200.101, F.S.; requiring referenda elections related to increases in county and municipal ad valorem tax millages to be held on the day of a general election; amending s. 336.021, F.S.; requiring referenda elections related to the ninth-cent fuel tax to be held on the day of a general election; amending s. 336.025, F.S.; requiring referenda elections related to local option fuel taxes to be held on the day of a general election; amending s. 1011.73, F.S.; requiring referenda elections related to certain school district millage elections to be held on the day of a general election; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1194**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 777** was withdrawn from the Committee on Appropriations.

On motion by Senator Boyd—

CS for CS for HB 777—A bill to be entitled An act relating to local tax referenda requirements; amending ss. 125.0104, 125.0108, and 125.901, F.S.; requiring referenda elections related to tourist development taxes, tourist impact taxes, and children’s services and independent special district property taxes to be held on the day of a general election; amending ss. 200.091 and 200.101, F.S.; requiring referenda elections related to increases in county and municipal ad valorem tax millages to be held on the day of a general election; amending s. 336.021, F.S.; requiring referenda elections related to the ninth-cent fuel tax to be held on the day of a general election; amending s. 336.025, F.S.; requiring referenda elections related to local option fuel taxes to be held on the day of a general election; amending s. 1011.73, F.S.; requiring referenda elections related to certain school district millage elections to be held on the day of a general election; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1194** and read the second time by title.

On motion by Senator Boyd, by two-thirds vote, **CS for CS for HB 777** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

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

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

—was read the second time by title. On motion by Senator Stewart, by two-thirds vote, **CS for SB 898** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 780—A bill to be entitled An act relating to airports; amending s. 332.007, F.S.; revising the types of airports eligible for specified funding of master planning and eligible aviation development projects by the Florida Department of Transportation; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 780**, pursuant to Rule 3.11(3), there being no objection, **HB 631** was withdrawn from the Committee on Appropriations.

On motion by Senator Hutson—

HB 631—A bill to be entitled An act relating to airport funding; amending s. 332.007, F.S.; revising the types of airports eligible for specified funding of master planning and eligible aviation development projects by the Department of Transportation; providing an effective date.

—a companion measure, was substituted for **SB 780** and read the second time by title.

On motion by Senator Hutson, by two-thirds vote, **HB 631** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

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

Nays—None

Vote after roll call:

Yea—Brandes

CS for SB 796—A bill to be entitled An act relating to tampering with or fabricating physical evidence; amending s. 918.13, F.S.; providing enhanced criminal penalties for tampering with or fabricating physical evidence in certain criminal proceedings and investigations; amending s. 921.0022, F.S.; ranking offenses on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 796**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 287** was withdrawn from the Committee on Rules.

On motion by Senator Bradley—

CS for HB 287—A bill to be entitled An act relating to tampering with or fabricating physical evidence; amending s. 918.13, F.S.; providing enhanced criminal penalties for tampering with or fabricating physical evidence in certain criminal proceedings and investigations; amending s. 921.0022, F.S.; ranking offenses on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

—a companion measure, was substituted for **CS for SB 796** and read the second time by title.

On motion by Senator Bradley, by two-thirds vote, **CS for HB 287** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

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.

—was read the second time by title.

Pending further consideration of **CS for SB 268**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 395** was withdrawn from the Committee on Appropriations.

On motion by Senator Diaz—

CS for HB 395—A bill to be entitled An act relating to “Victims of Communism Day”; creating s. 683.334, F.S.; requiring the Governor to proclaim November 7 of each year 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; requiring the State Board of Education to adopt certain revised social studies standards by a specified date; providing an effective date.

—a companion measure, was substituted for **CS for SB 268** and read the second time by title.

On motion by Senator Diaz, by two-thirds vote, **CS for HB 395** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Consideration of **CS for SB 1808** was deferred.

SB 340—A bill to be entitled An act relating to care of students with epilepsy or seizure disorders; creating s. 1006.0626, F.S.; defining terms; providing for the creation of an individualized seizure action plan for a student with epilepsy or seizure disorders to receive health care at school; providing requirements for the student’s parent, school nurses, and appropriate school employees; providing requirements for such plans; requiring school nurses or appropriate school employees to coordinate the care of such students and ensure that specified training is provided to specified school employees and individuals; providing requirements for such training; requiring school districts to provide specified information and training to school bus drivers who transport students with epilepsy or seizure disorders; requiring school nurses or appropriate school employees to obtain specified releases relating to the medical information and care of such students; providing immunity from liability under certain conditions; defining the term “good faith”; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 340**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 173** was withdrawn from the Committee on Appropriations.

On motion by Senator Garcia—

CS for HB 173—A bill to be entitled An act relating to care of students with epilepsy or seizure disorders; creating s. 1006.0626, F.S.; providing definitions; requiring a school to provide epilepsy or seizure disorder care to a student under certain circumstances; providing requirements for the implementation of an individualized seizure action

plan for a student with epilepsy or a seizure disorder; providing that an individualized seizure action plan remains in effect until certain criteria are met; providing that implementation of such plan does not absolve or limit other specified duties of the school; authorizing a school to provide training and supports to a student in the absence of such a plan; providing requirements for such plans; requiring a school nurse or appropriate school employee to coordinate the care of such students and verify the training of certain school employees relating to the care of the students; providing requirements for such training; requiring the Department of Education to identify certain training courses on its website; requiring schools to provide specified information to certain school employees; providing an effective date.

—a companion measure, was substituted for **SB 340** and read the second time by title.

On motion by Senator Garcia, by two-thirds vote, **CS for HB 173** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

CS for CS for SB 224—A bill to be entitled An act relating to regulation of smoking in public places; revising the title of part II of ch. 386, F.S.; amending s. 386.201, F.S.; revising a short title; amending s. 386.209, F.S.; authorizing counties and municipalities to further restrict smoking within the boundaries of public beaches and public parks under certain circumstances, with exceptions; requiring that any signs installed in relation to such restrictions include certain information; amending ss. 381.84 and 386.211, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 224** pursuant to Rule 3.11(3), there being no objection, **CS for HB 105** was withdrawn from the Committee on Rules.

CS for HB 105—A bill to be entitled An act relating to the regulation of smoking by counties and municipalities; revising the title of part II of ch. 386, F.S.; amending s. 386.201, F.S.; revising a short title; amending s. 386.209, F.S.; authorizing counties and municipalities to further restrict smoking within the boundaries of public beaches and public parks under certain circumstances; providing an exception; amending ss. 381.84 and 386.211, F.S.; conforming provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 224** and read the second time by title.

On motion by Senator Gruters, by two-thirds vote, **CS for HB 105** was read the third time by title.

On motion by Senator Gruters, further consideration of **CS for HB 105** was deferred.

CS for SB 1002—A bill to be entitled An act relating to Florida citrus; providing a short title; amending s. 601.04, F.S.; revising the membership of the Florida Citrus Commission; requiring members to

meet certain requirements; revising commission appointments to achieve staggered terms for the newly appointed members; revising the requirements for a quorum; amending s. 601.09, F.S.; increasing the number of citrus districts in this state and revising the counties that comprise each district; amending s. 601.13, F.S.; requiring certain entities to provide reports on citrus production research to the commission at specified intervals and upon request of the commission; specifying requirements for the reports; requiring that new varieties of citrus fruit produced from research or studies funded by state funds be made exclusively available for licensing and commercialization to the Department of Citrus or its designee for a specified timeframe; amending s. 601.992, F.S.; revising eligibility requirements for not-for-profit corporations that may be required to collect certain payments from their members; reenacting s. 600.051(1), F.S., relating to marketing agreements and the powers of the department, to incorporate the amendment made to s. 601.09, F.S., in a reference thereto; reenacting s. 601.15(7)(b), F.S., relating to the use of moneys in the Florida Citrus Advertising Trust Fund, to incorporate the amendment made to s. 601.13, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1002**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1097** was withdrawn from the Committee on Rules.

On motion by Senator Burgess—

CS for HB 1097—A bill to be entitled An act relating to Florida citrus; providing a short title; amending s. 601.04, F.S.; revising the membership of the Florida Citrus Commission; requiring members to meet certain requirements; revising commission appointments to achieve staggered terms for the newly appointed members; revising the requirements for a quorum; amending s. 601.09, F.S.; increasing the number of citrus districts in this state and revising the counties that comprise each district; amending s. 601.13, F.S.; requiring certain entities to provide reports on citrus production research to the commission at specified intervals and upon request of the commission; specifying requirements for the reports; requiring that new varieties of citrus fruit developed as result of research or studies funded by state funds and certain technology be made exclusively available for licensing and commercialization to the Department of Citrus or its designee for a specified timeframe; authorizing the commission to retain the exclusivity for a specified timeframe; amending s. 601.992, F.S.; revising eligibility requirements of not-for-profit corporations on whose behalf the Department of Citrus or the Department of Agriculture and Consumer Services may collect certain financial payments; reenacting s. 600.051(1), F.S., relating to marketing agreements and the powers of the Department of Citrus, to incorporate the amendment made to s. 601.09, F.S., in a reference thereto; reenacting s. 601.15(7)(b), F.S., relating to the use of moneys in the Florida Citrus Advertising Trust Fund, to incorporate the amendment made to s. 601.13, F.S., in a reference thereto; providing an effective date.

—a companion measure, was substituted for **CS for SB 1002** and read the second time by title.

On motion by Senator Burgess, by two-thirds vote, **CS for HB 1097** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

CS for SB 1026—A bill to be entitled An act relating to living organ donors in insurance policies; creating s. 626.97075, F.S.; defining the term “policy”; prohibiting insurers under specified policies from declining or limiting coverages and discriminating against persons based solely on their status as living organ donors, and from precluding insureds from donating organs; authorizing the Financial Services Commission to adopt rules and take actions to enforce specified laws; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1026**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1099** was withdrawn from the Committee on Rules.

On motion by Senator Cruz—

CS for HB 1099—A bill to be entitled An act relating to living organ donors in insurance policies; creating s. 626.97075, F.S.; defining the term “policy”; prohibiting insurers under specified policies from declining or limiting coverages and discriminating against persons based solely on their status as living organ donors, and from precluding insureds from donating organs; authorizing the Financial Services Commission to adopt rules and take actions to enforce specified laws; providing an effective date.

—a companion measure, was substituted for **CS for SB 1026** and read the second time by title.

On motion by Senator Cruz, by two-thirds vote, **CS for HB 1099** 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—1

Brandes

SM 1108—A memorial to the President and Congress of the United States, urging the President and Congress to condemn the People’s Republic of China for its practice of forcibly removing human organs for transplant and to adopt certain legislation and policies that hold China accountable for such human rights violations.

—was read the second time by title.

Pending further consideration of **SM 1108**, pursuant to Rule 3.11(3), there being no objection, **HM 791** was withdrawn from the Committee on Rules.

On motion by Senator Baxley—

HM 791—A memorial to the President and Congress of the United States, urging the President and Congress to condemn the People’s Republic of China for its practice of forcibly removing human organs for transplant and to pass and adopt certain punitive legislation and measures against China for such violation of human rights.

—a companion measure, was substituted for **SM 1108** and read the second time by title. On motion by Senator Baxley, **HM 791** was adopted and certified to the House.

SB 1114—A bill to be entitled An act relating to emergency medical care and treatment of minors; amending s. 743.064, F.S.; deleting the requirement that emergency medical care or treatment by physicians and emergency medical personnel without parental consent be provided only in specified settings; making technical and conforming changes; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1114**, pursuant to Rule 3.11(3), there being no objection, **HB 817** was withdrawn from the Committee on Rules.

On motion by Senator Bradley—

HB 817—A bill to be entitled An act relating to emergency medical care and treatment to minors without parental consent; amending s. 743.064, F.S.; removing the requirement that emergency medical care or treatment to a minor without parental consent be administered in a hospital or college health service; providing an effective date.

—a companion measure, was substituted for **SB 1114** and read the second time by title.

On motion by Senator Bradley, by two-thirds vote, **HB 817** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for SB 1182—A bill to be entitled An act relating to breach of bond costs; amending s. 903.21, F.S.; requiring sureties to pay costs and expenses incurred in returning a defendant to the jurisdiction of the court; providing construction; specifying recoverable costs; revising and providing definitions; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1182**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 381** was withdrawn from the Committee on Rules.

On motion by Senator Broxson—

CS for HB 381—A bill to be entitled An act relating to breach of bond costs; amending s. 903.21, F.S.; requiring sureties to pay costs and expenses incurred in returning a defendant to the jurisdiction of the court; providing construction; specifying recoverable costs; revising and providing definitions; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1182** and read the second time by title.

On motion by Senator Broxson, by two-thirds vote, **CS for HB 381** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for SB 1120—A bill to be entitled An act relating to child welfare; amending s. 39.407, F.S.; authorizing the Department of Children and Families, under certain circumstances, to place children in its custody in therapeutic group homes for residential mental health treatment without prior court approval; revising definitions; defining the term “therapeutic group home”; providing that the department, rather than the Agency for Health Care Administration, shall appoint qualified evaluators to conduct suitability assessments of certain children in the department’s custody; specifying qualifications for evaluators conducting suitability assessments for placement in a therapeutic group home; revising requirements for suitability assessments; specifying when the department must provide a copy of the assessment to the guardian ad litem and the court; deleting the authority of the department and the agency to adopt certain rules; amending ss. 63.207 and 258.0142, F.S.; conforming provisions to changes made by the act; amending s. 409.166, F.S.; replacing the term “special needs child” with “difficult to place child” and revising the definition; revising the definition of the terms “child within the child welfare system” and “child”; amending ss. 409.1664 and 414.045, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1120**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 893** was withdrawn from the Committee on Appropriations.

On motion by Senator Rodriguez—

CS for CS for HB 893—A bill to be entitled An act relating to child welfare placements; amending s. 39.407, F.S.; authorizing the Department of Children and Families, under certain circumstances, to place children in its custody in therapeutic group homes for residential mental health treatment without prior court approval; revising definitions; defining the term “therapeutic group home”; providing that the department, rather than the Agency for Health Care Administration, shall appoint qualified evaluators to conduct suitability assessments of certain children in the department’s custody; specifying qualifications for evaluators conducting suitability assessments for certain placements; revising requirements for suitability assessments; specifying when the department must provide a copy of the assessment to the guardian ad litem and the court; removing the department’s and the agency’s rulemaking authority; reordering and amending s. 409.166, F.S.; revising the definition of the term “special needs child”; amending ss. 63.207, 258.0142, 409.1664, and 414.045, F.S.; conforming provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1120** and, by two-thirds vote, read the second time by title.

On motion by Senator Rodriguez, by two-thirds vote, **CS for CS for HB 893** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Mr. President

CS for SB 1016—A bill to be entitled An act relating to mortgage payoff letters; amending s. 701.04, F.S.; revising the timeframe within which a mortgagee or mortgage servicer must send or cause to be sent an estoppel letter containing specified information; revising the circumstances under which a copy of the instrument showing title in the property or other lawful authorization must be included in a request for an estoppel letter; requiring notice to the mortgagor of a request for an estoppel letter under certain circumstances; revising requirements for an estoppel letter; prohibiting certain actions by the mortgagee or mortgage servicer; authorizing the mortgagee or mortgage servicer to send a corrected estoppel letter under certain circumstances; providing that a corrected estoppel letter supersedes any previous estoppel letter under certain circumstances; prohibiting the mortgagee or mortgage servicer from denying the accuracy of certain information provided in an estoppel letter under certain circumstances; providing construction; prohibiting payments received pursuant to an estoppel letter from being returned and requiring such payments to be promptly applied to any unpaid balance of the loan properly due under or secured by a mortgage; providing methods for sending a written request for an estoppel letter and for sending an estoppel letter; providing that the mortgagee or mortgage servicer is not required to pay for a common carrier delivery service; requiring the mortgagee or mortgage servicer to take certain actions within a specified time after the unpaid balance of a loan properly secured by a mortgage has been fully paid or paid pursuant to an estoppel letter; authorizing reasonable attorney fees and costs; providing that certain persons may still be personally liable after the recording of a release of a mortgage; amending s. 701.041, F.S.; revising the definition of the term “estoppel letter”; conforming provisions to changes made by the act; providing legislative findings; providing for retroactive applicability; providing an effective date.

—was read the second time by title.

Senator Burgess moved the following amendment:

Amendment 1 (212610) (with title amendment)—Delete lines 76-253 and insert:

1. The ~~total~~ unpaid balance of the loan properly due under or secured by the mortgage as of the date specified in the estoppel letter, including an itemization of the principal, interest, and any other charges comprising the unpaid balance.
2. Interest accruing on a per-day basis for the unpaid balance, if applicable.

(c)1. Except for mortgages for which a notice of *lis pendens* in a foreclosure action or a suggestion of bankruptcy has been properly filed and recorded, the mortgagee or mortgage servicer may not qualify, reserve the right to change, or condition or disclaim the reliance of others on the information provided in an estoppel letter under paragraph (b), and any attempt to do so is void and unenforceable. However, if the mortgagee or mortgage servicer determines that any of the information provided in the estoppel letter under paragraph (b) was inaccurate, the mortgagee or mortgage servicer may send a corrected estoppel letter to the person who requested the estoppel letter.

2. If the person who requested the original estoppel letter under paragraph (a) receives a corrected estoppel letter by 3 p.m. in such person's time zone at least 1 business day before a payment is issued in reliance on the previous estoppel letter, the corrected estoppel letter supersedes all prior estoppel letters. The corrected estoppel letter is considered received by the person who requested the original estoppel letter:

a. Five business days after the corrected estoppel letter, which is to be sent by first-class mail, is deposited with the United States Postal Service;

b. The day the corrected estoppel letter is delivered by a common carrier delivery service; or

c. The day the corrected estoppel letter is sent by e-mail, facsimile, or other electronic means or through an automated system provided by the mortgagee or mortgage servicer for requesting an estoppel letter.

3. If any of the information provided in the estoppel letter under paragraph (b) was inaccurate, but the person who requested the estoppel letter did not timely receive a corrected estoppel letter as provided in subparagraph 2., the mortgagee or mortgage servicer may not deny the accuracy of such information as against any person who relied on it.

(d)3. The mortgagee or mortgage servicer of the mortgagee acting in accordance with a request in substantial compliance with this subsection paragraph is expressly discharged from any obligation or liability to any person on account of the release of the requested information, other than the obligation to comply with the terms of the estoppel letter.

(e) If a payment is received at the location and in the manner specified by the mortgagee or mortgage servicer, the mortgagee or mortgage servicer must accept, and may not return, any payment received in reliance on an estoppel letter and must promptly apply such payment to the unpaid balance of the loan properly due under or secured by the mortgage.

(f)1. A written request for an estoppel letter under paragraph (a) must be sent to the mortgagee or mortgage servicer by first-class mail, postage prepaid; by common carrier delivery service; or by e-mail, facsimile, or other electronic means at the address made available by the mortgagee or mortgage servicer for such purpose or through an automated system provided by the mortgagee or mortgage servicer for requesting an estoppel letter. The written request is considered received by the mortgagee or mortgage servicer:

a. Five business days after the request sent by first-class mail is deposited with the United States Postal Service;

b. The day the request is delivered by a common carrier delivery service; or

c. The day the request is sent by e-mail, facsimile, or other electronic means or through an automated system provided by the mortgagee or mortgage servicer for requesting an estoppel letter.

If any of the days in sub-subparagraph a., sub-subparagraph b., or sub-subparagraph c. falls on a Saturday, Sunday, or legal holiday under the laws of the state or the United States, the request for an estoppel letter is considered timely received by the mortgagee or mortgage servicer on the next business day.

2. The mortgagee or mortgage servicer must send an estoppel letter by first-class mail; by common carrier delivery service; or by e-mail, facsimile, or other electronic means, as directed in the written request, or through an automated system provided by the mortgagee or mortgage servicer for this purpose. However, the mortgagee or mortgage servicer is not required to pay for a common carrier delivery service. If the 10-day

period after a written request is received by the mortgagee or mortgage servicer ends on a Saturday, Sunday, or legal holiday under the laws of the state or the United States, the estoppel letter is considered timely if it is sent by the close of business on the next business day.

(g)(e) Notwithstanding s. 655.059, a mortgagee or mortgage servicer mortgage holder may provide the financial information required under this subsection to a person authorized under this subsection to request the financial information notwithstanding s. 655.059.

(2) Within 60 days after the unpaid balance of a loan secured by a mortgage has been fully paid or paid pursuant to an estoppel letter under subsection (1), whichever is earlier, the mortgagee or mortgage servicer shall execute in writing an instrument acknowledging satisfaction of the mortgage; have the instrument acknowledged, or proven, and send it or cause it to be sent for recording in the official records of the proper county; and send or cause to be sent the recorded satisfaction to the mortgagor or record title owner of the property. The prevailing party in a civil action brought against the mortgagee or mortgage servicer to enforce the requirements of this subsection is entitled to reasonable attorney fees and costs.

(3)(2) Within 60 days after the unpaid balance ~~Whenever the amount of money due on a any mortgage, lien, or judgment has been fully paid to the person or party entitled to the payment thereof, the mortgagee, creditor, or assignee, or the attorney of record in the case of a judgment, to whom the payment was made; shall execute in writing an instrument acknowledging satisfaction of the mortgage, lien, or judgment; and have the instrument acknowledged, or proven, and send it or cause it to be sent for recording duly entered in the official records of the proper county; and.~~ Within 60 days after the date of receipt of the full payment of the mortgage, lien, or judgment, the person required to acknowledge satisfaction of the mortgage, lien, or judgment shall send or cause to be sent the recorded satisfaction to the person who has made the full payment. ~~In the case of a civil action arising out of this section, The prevailing party in a civil action brought against the creditor or assignee, or the attorney of record in the case of a judgment, to enforce the requirements of this subsection is entitled to reasonable attorney fees and costs.~~

(4)(3) When ~~Whenever~~ a writ of execution has been issued, docketed, and indexed with a sheriff and the judgment upon which it was issued has been fully paid, it is the responsibility of the person party receiving payment to request, in writing, addressed to the sheriff, return of the writ of execution as fully satisfied.

Section 2. Paragraph (a) of subsection (1) and subsection (2) of section 701.041, Florida Statutes, are amended to read:

701.041 Title insurer; mortgage release certificate.—

(1) DEFINITIONS.—For purposes of this section:

(a) "Estoppel letter" means a statement containing, at a minimum, the information required in s. 701.04(1)(b) ~~of the amount of~~

1. ~~The unpaid balance of a loan secured by a mortgage, including principal, interest, and any other charges properly due under or secured by the mortgage.~~

2. ~~Interest on a per day basis for the unpaid balance.~~

(2) CERTIFICATE OF RELEASE.—An officer or duly appointed agent of a title insurer may, on behalf of a mortgagor or a person who acquired from the mortgagor title to all or a part of the property described in a mortgage, execute a certificate of release that complies with the requirements of this section and record the certificate of release in the real property records of each county in which the mortgage is recorded if a satisfaction or release of the mortgage has not been executed and recorded after the date payment in full of the loan properly due under or secured by the mortgage was made in accordance with an estoppel letter ~~a payoff statement~~ furnished by the mortgagee or the mortgage servicer.

Section 3. *The Legislature finds that the timeliness and accuracy of an estoppel letter is critical because the parties to a real estate transaction must rely on the estoppel letter to establish the loan payoff amount necessary to release the mortgage, which in turn will allow the owner to confer clean title to a buyer or to refinance the property. The Legislature*

further finds that estoppel letters increasingly contain conditional language disclaiming the ability of an owner to rely on the stated loan payoff amounts, extending even to the return of such payments submitted by owners, creating unnecessary delays in the efficient operation of the state's real estate market, which is a vital economic contributor to the state, and imposing needless costs and burdens on property owners and buyers. Additionally, the Legislature finds that real estate lending, mortgages, real estate transactions, and estoppel letters are extensively regulated under both state and federal law. The Legislature finds and determines that this act makes changes to state law that appropriately balance the parties' interests, are reasonable and necessary to serve and achieve an important state interest, are necessary for the prosperity and welfare of the state and its property owners and inhabitants, and must be applied to existing mortgages in order to provide effective relief.

Section 4. This act applies to all mortgages, and all loans secured by such mortgages, existing as of, or entered into on or after, October 1, 2022.

Section 5. This act shall take effect October 1, 2022.

And the title is amended as follows:

Delete lines 18-36 and insert: providing methods for sending a corrected estoppel letter; prohibiting the mortgagee or mortgage servicer from denying the accuracy of certain information provided in an estoppel letter under certain circumstances; prohibiting payments received pursuant to an estoppel letter from being returned and requiring such payments to be promptly applied to any unpaid balance of the loan properly due under or secured by a mortgage; providing methods for sending a written request for an estoppel letter and for sending an estoppel letter; providing that the mortgagee or mortgage servicer is not required to pay for a common carrier delivery service; requiring the mortgagee or mortgage servicer to take certain actions within a specified time after the unpaid balance of a loan properly secured by a mortgage has been fully paid or paid pursuant to an estoppel letter; authorizing reasonable attorney fees and costs; amending s.

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

Senator Burgess moved the following substitute amendment which was adopted:

Substitute Amendment 2 (579878) (with title amendment)—Delete lines 81-197 and insert:
balance from and after the date specified in the estoppel letter, if applicable.

(c)1. Except for mortgages for which a notice of lis pendens in a foreclosure action or a suggestion of bankruptcy has been properly filed and recorded, the mortgagee or mortgage servicer may not qualify, reserve the right to change, or condition or disclaim the reliance of others on the information provided in an estoppel letter under paragraph (b), and any attempt to do so is void and unenforceable. However, if the mortgagee or mortgage servicer determines that any of the information provided in the estoppel letter under paragraph (b) was inaccurate, the mortgagee or mortgage servicer may send a corrected estoppel letter to the person who requested the estoppel letter in the same manner as used to respond to the original written request. If the original written request is made by a person other than the mortgagor, the mortgagee or mortgage servicer must also provide a copy of any corrected estoppel letter to the mortgagor.

2. If the person who requested the original estoppel letter under subparagraph (f)1. receives a corrected estoppel letter by 3 p.m. in such person's time zone at least 1 business day before a payment is issued in reliance on the previous estoppel letter, the corrected estoppel letter supersedes all prior estoppel letters.

3. If any of the information provided in the estoppel letter under paragraph (b) was inaccurate, but the person who requested the estoppel letter did not timely receive a corrected estoppel letter as provided in subparagraph 2., the mortgagee or mortgage servicer may not deny the accuracy of such information as against any person who relied on it. This subparagraph does not affect the right of a mortgagee to recover any sum that it did not include in an estoppel letter from any person liable for payment of the loan or other obligations secured by the mortgage, nor

does it limit any claim or defense to recovery that such person may have at law or in equity ~~on a per day basis.~~

(d)2. The mortgagee or mortgage servicer of the mortgagee acting in accordance with a request in substantial compliance with this subsection paragraph is expressly discharged from any obligation or liability to any person on account of the release of the requested information, other than the obligation to comply with the terms of the estoppel letter.

(e) If a payment is received at the location and in the manner specified by the mortgagee or mortgage servicer, the mortgagee or mortgage servicer must accept and may not return any payment received in reliance on an estoppel letter and must promptly apply such payment to the unpaid balance of the loan properly due under or secured by the mortgage.

(f)1. A written request for an estoppel letter under paragraph (a) must be sent to the mortgagee or mortgage servicer by first-class mail, postage prepaid; by common carrier delivery service; or by e-mail, facsimile, or other electronic means at the address made available by the mortgagee or mortgage servicer for such purpose or through an automated system provided by the mortgagee or mortgage servicer for requesting an estoppel letter. The written request is considered received by the mortgagee or mortgage servicer:

a. Five business days after the request sent by first-class mail is deposited with the United States Postal Service;

b. The day the request is delivered by a common carrier delivery service; or

c. The day the request is sent by e-mail, facsimile, or other electronic means or through an automated system provided by the mortgagee or mortgage servicer for requesting an estoppel letter.

If any of the days in sub-subparagraph a., sub-subparagraph b., or sub-subparagraph c. falls on a Saturday, Sunday, or legal holiday under the laws of this state or the United States, the request for an estoppel letter is considered timely received by the mortgagee or mortgage servicer on the next business day.

2. The mortgagee or mortgage servicer must send an estoppel letter by first-class mail; by common carrier delivery service; or by e-mail, facsimile, or other electronic means, as directed in the written request, or through an automated system provided by the mortgagee or mortgage servicer for this purpose. However, the mortgagee or mortgage servicer is not required to pay for a common carrier delivery service. If the 10-day period after a written request is received by the mortgagee or mortgage servicer ends on a Saturday, Sunday, or legal holiday under the laws of this state or the United States, the estoppel letter is considered timely if it is sent by the close of business on the next business day.

(g)(e) Notwithstanding s. 655.059, a mortgagee or mortgage servicer mortgage holder may provide the financial information required under this subsection to a person authorized under this subsection to request the financial information notwithstanding s. 655.059.

(2)(a) Within 60 days after the unpaid balance of a loan secured by a mortgage has been fully paid or paid pursuant to an estoppel letter under subsection (1), whichever is earlier, the mortgagee or mortgage servicer shall execute in writing an instrument acknowledging release of the mortgage; have the instrument acknowledged, or proven, and send it or cause it to be sent for recording in the official records of the proper county; and send or cause to be sent the recorded release to the mortgagor or record title owner of the property. The prevailing party in a civil action brought against the mortgagee or mortgage servicer to enforce the requirements of this paragraph is entitled to reasonable attorney fees and costs.

(b) The recorded release of the mortgage does not relieve the mortgagor, or the mortgagor's successors or assigns, from any personal liability on the loan or other obligations previously secured by the mortgage.

(3)(2) Whenever the amount of money due on a ~~any mortgage~~ mortgage, lien, or judgment has been fully paid to the person or party entitled to the payment thereof, the mortgagee, creditor, or assignee, or the attorney of record in the case of a judgment, to whom the payment was made, shall

execute in writing an instrument acknowledging satisfaction of the mortgage, lien, or judgment and have the instrument acknowledged, or proven, and duly entered in the official records of the proper county. Within 60 days after the date of receipt of the full payment of the mortgage, lien, or judgment, the person required to acknowledge satisfaction of the mortgage, lien, or judgment shall send or cause to be sent the recorded satisfaction to the person who has made the full payment. In the case of a civil action *regarding a lien or judgment* arising out of this section, the prevailing party is entitled to attorney fees and costs.

And the title is amended as follows:

Delete lines 15-36 and insert: estoppel letter under certain circumstances; requiring a mortgagee or mortgage servicer to provide a copy of a corrected estoppel letter to a mortgagor under certain circumstances; providing that a corrected estoppel letter supersedes any previous estoppel letter under certain circumstances; prohibiting the mortgagee or mortgage servicer from denying the accuracy of certain information provided in an estoppel letter under certain circumstances; providing construction; prohibiting payments received pursuant to an estoppel letter from being returned and requiring such payments to be promptly applied to any unpaid balance of the loan properly due under or secured by a mortgage; providing methods for sending a written request for an estoppel letter and for sending an estoppel letter; providing that the mortgagee or mortgage servicer is not required to pay for a common carrier delivery service; requiring the mortgagee or mortgage servicer to take certain actions within a specified time after the unpaid balance of a loan properly secured by a mortgage has been fully paid or paid pursuant to an estoppel letter; authorizing reasonable attorney fees and costs; providing that certain persons may still be personally liable after the recording of a release of a mortgage; conforming provisions to changes made by the act; amending s.

On motion by Senator Burgess, by two-thirds vote, **CS for SB 1016**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

On motion by Senator Gruters, the Senate resumed consideration of—

CS for HB 105—A bill to be entitled An act relating to the regulation of smoking by counties and municipalities; revising the title of part II of ch. 386, F.S.; amending s. 386.201, F.S.; revising a short title; amending s. 386.209, F.S.; authorizing counties and municipalities to further restrict smoking within the boundaries of public beaches and public parks under certain circumstances; providing an exception; amending ss. 381.84 and 386.211, F.S.; conforming provisions to changes made by the act; providing an effective date.

—which was previously considered this day.

On motion by Senator Gruters, **CS for HB 105** was passed and certified to the House. The vote on passage was:

Yeas—30

Albritton	Broxson	Mayfield
Ausley	Burgess	Passidomo
Baxley	Cruz	Perry
Bean	Farmer	Polsky
Berman	Gainer	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Stargel
Bracy	Hooper	Taddeo
Bradley	Hutson	Torres
Brodeur	Jones	Wright

Nays—7

Brandes	Pizzo	Stewart
Diaz	Rodriguez	
Gibson	Rouson	

Vote after roll call:

Yea—Mr. President

Yea to Nay—Book

THE PRESIDENT PRESIDING

SPECIAL GUESTS

The President recognized Representative Daryl Campbell who was present in the chamber.

CS for SB 1808—A bill to be entitled An act relating to immigration enforcement; amending s. 908.102, F.S.; revising the definition of the term “sanctuary policy” to include specified laws, policies, practices, procedures, or customs that limit or prohibit a law enforcement agency from providing specified immigration information to a state entity; creating s. 908.11, F.S.; requiring each law enforcement agency operating a county detention facility to enter into a specified agreement with the United States Immigration and Customs Enforcement to assist with immigration enforcement; requiring such agency to report specified information concerning such agreement quarterly to the Department of Law Enforcement; creating s. 908.111, F.S.; providing definitions; prohibiting a governmental entity from executing, amending, or renewing a contract with common carriers or contracted carriers under certain circumstances; requiring specified governmental entity contracts with common carriers or contracted carriers to include specified provisions on or after a certain date; requiring the Department of Management Services to develop a specified form; providing an effective date.

—was read the second time by title.

Senator Bean moved the following amendment which was adopted:

Amendment 1 (582390) (with title amendment)—Before line 28 insert:

Section 1. Paragraphs (a), (d), and (e) of subsection (3) of section 900.05, Florida Statutes, are amended to read:

900.05 Criminal justice data collection.—

(3) DATA COLLECTION AND REPORTING.—An entity required to collect data in accordance with this subsection shall collect the specified data and report them in accordance with this subsection to the Department of Law Enforcement on a monthly basis.

(a) *Clerk of the court.*—Each clerk of court shall collect the following data for each criminal case:

1. Case number.
2. Date that the alleged offense occurred.

3. Date the defendant is taken into physical custody by a law enforcement agency or is issued a notice to appear on a criminal charge.
4. Whether the case originated by notice to appear.
5. Date that the criminal prosecution of a defendant is formally initiated.
6. Arraignment date.
7. Attorney appointment date.
8. Attorney withdrawal date.
9. Case status.
10. Charge disposition.
11. Disposition date and disposition type.
12. Information related to each defendant, including:
 - a. Identifying information, including name, known aliases, date of birth, race, ethnicity, and gender.
 - b. Zip code of last known address.
 - c. Primary language.
 - d. Citizenship.
 - e. Immigration status, ~~if applicable~~.
 - f. Whether the defendant has been found to be indigent under s. 27.52.
13. Information related to the charges filed against the defendant, including:
 - a. Charge description.
 - b. Charge modifier description and statute, if applicable.
 - c. Drug type for each drug charge, if known.
 - d. Qualification for a flag designation as defined in this section, including a domestic violence flag, gang affiliation flag, sexual offender flag, habitual offender flag, habitual violent felony offender flag, pretrial release violation flag, prison releasee reoffender flag, three-time violent felony offender flag, or violent career criminal flag.
14. Information related to bail or bond and pretrial release determinations, including the dates of any such determinations:
 - a. Pretrial release determination made at a first appearance hearing that occurs within 24 hours of arrest, including any monetary and nonmonetary conditions of release.
 - b. Modification of bail or bond conditions made by a court having jurisdiction to try the defendant or, in the absence of the judge of the trial court, by the circuit court, including modifications to any monetary and nonmonetary conditions of release.
 - c. Cash bail or bond payment, including whether the defendant utilized a bond agent to post a surety bond.
 - d. Date defendant is released on bail, bond, or pretrial release for the current case.
 - e. Bail or bond revocation due to a new offense, a failure to appear, or a violation of the terms of bail or bond, if applicable.
15. Information related to court dates and dates of motions and appearances, including:
 - a. Date of any court appearance and the type of proceeding scheduled for each date reported.
 - b. Date of any failure to appear in court, if applicable.
 - c. Deferred prosecution or pretrial diversion hearing, if applicable.
 - d. Each scheduled trial date.
 - e. Date that a defendant files a notice to participate in discovery.
 - f. Speedy trial motion date and each hearing date, if applicable.
 - g. Dismissal motion date and each hearing date, if applicable.
16. Defense attorney type.
17. Information related to sentencing, including:
 - a. Date that a court enters a sentence against a defendant.
 - b. Charge sentenced to, including charge sequence number, and charge description.
 - c. Sentence type and length imposed by the court in the current case, reported in years, months, and days, including, but not limited to, the total duration of incarceration in a county detention facility or state correctional institution or facility, and conditions of probation or community control supervision.
 - d. Amount of time served in custody by the defendant related to each charge that is credited at the time of disposition of the charge to reduce the imposed length of time the defendant will serve on the term of incarceration that is ordered by the court at disposition.
 - e. Total amount of court costs imposed by the court at the disposition of the case.
 - f. Total amount of fines imposed by the court at the disposition of the case.
 - g. Restitution amount ordered at sentencing.
18. The sentencing judge or magistrate, or their equivalent.
 - (d) *County detention facility.*—The administrator of each county detention facility shall collect the following data:
 1. Maximum capacity for the county detention facility.
 2. Weekly admissions to the county detention facility for a revocation of probation or community control.
 3. Weekly admissions to the county detention facility for a revocation of pretrial release.
 4. Daily population of the county detention facility, including the specific number of inmates in the custody of the county that:
 - a. Are awaiting case disposition.
 - b. Have been sentenced by a court to a term of incarceration in the county detention facility.
 - c. Have been sentenced by a court to a term of imprisonment with the Department of Corrections and who are awaiting transportation to the department.
 - d. Have a federal detainer, are awaiting disposition of a case in federal court, or are awaiting other federal disposition.
 5. Information related to each inmate, including:
 - a. Identifying information, including name, date of birth, race, ethnicity, gender, case number, and identification number assigned by the county detention facility.
 - b. *Immigration status.*
 - c. ~~b.~~ Date when an inmate is processed and booked into the county detention facility subsequent to an arrest for a new violation of law, for a violation of probation or community control, or for a violation of pretrial release.
 - d. ~~e.~~ Reason why an inmate is processed and booked into the county detention facility, including a new law violation, a violation of probation or community control, or a violation of pretrial release.

~~e.d.~~ Qualification for a flag designation as defined in this section, including domestic violence flag, gang affiliation flag, habitual offender flag, habitual violent felony offender flag, pretrial release violation flag, sexual offender flag, prison releasee reoffender flag, three-time violent felony offender flag, or violent career criminal flag.

6. Total population of the county detention facility at year-end. This data must include the same specified classifications as subparagraph 4.

7. Per diem rate for a county detention facility bed.

8. Daily number of correctional officers for the county detention facility.

9. Annual county detention facility budget. This information only needs to be reported once annually at the beginning of the county's fiscal year.

10. Annual revenue generated for the county from the temporary incarceration of federal defendants or inmates.

(e) *Department of Corrections.*—The Department of Corrections shall collect the following data:

1. Information related to each inmate, including:

a. Identifying information, including name, date of birth, race, ethnicity, gender, case number, and identification number assigned by the department.

b. *Immigration status.*

~~c.b.~~ Highest education level.

~~d.e.~~ Date the inmate was admitted to the custody of the department for his or her current incarceration.

~~e.d.~~ Current institution placement and the security level assigned to the institution.

~~f.e.~~ Custody level assignment.

~~g.f.~~ Qualification for a flag designation as defined in this section, including sexual offender flag, habitual offender flag, habitual violent felony offender flag, prison releasee reoffender flag, three-time violent felony offender flag, violent career criminal flag, gang affiliation flag, or concurrent or consecutive sentence flag.

~~h.g.~~ County that committed the prisoner to the custody of the department.

~~i.h.~~ Whether the reason for admission to the department is for a new conviction or a violation of probation, community control, or parole. For an admission for a probation, community control, or parole violation, the department shall report whether the violation was technical or based on a new violation of law.

~~j.i.~~ Specific statutory citation for which the inmate was committed to the department, including, for an inmate convicted of drug trafficking under s. 893.135, the statutory citation for each specific drug trafficked.

~~k.j.~~ Length of sentence served.

~~l.k.~~ Length of concurrent or consecutive sentences served.

~~m.l.~~ Tentative release date.

~~n.m.~~ Gain time earned in accordance with s. 944.275.

~~o.n.~~ Prior incarceration within the state.

~~p.o.~~ Disciplinary violation and action.

~~q.p.~~ Participation in rehabilitative or educational programs while in the custody of the department.

~~r.q.~~ Digitized sentencing scoresheet prepared in accordance with s. 921.0024.

2. Information about each state correctional institution or facility, including:

a. Budget for each state correctional institution or facility.

b. Daily prison population of all inmates incarcerated in a state correctional institution or facility.

c. Daily number of correctional officers for each state correctional institution or facility.

3. Information related to persons supervised by the department on probation or community control, including:

a. Identifying information for each person supervised by the department on probation or community control, including his or her name, date of birth, race, ethnicity, gender, case number, and department-assigned case number.

b. *Immigration status.*

~~c.b.~~ Length of probation or community control sentence imposed and amount of time that has been served on such sentence.

~~d.e.~~ Projected termination date for probation or community control.

~~e.d.~~ Revocation of probation or community control due to a violation, including whether the revocation is due to a technical violation of the conditions of supervision or from the commission of a new law violation.

4. Per diem rates for:

a. Prison bed.

b. Probation.

c. Community control.

This information only needs to be reported once annually at the time the most recent per diem rate is published.

And the title is amended as follows:

Between lines 2 and 3 insert: s. 900.05, F.S.; revising the type of data required to be reported by the clerk of the court, county detention facilities, and the Department of Corrections as part of criminal justice data collection; amending

Senator Taddeo moved the following amendments which failed:

Amendment 2 (108164)—Delete line 94 and insert: *applicable federal statutes, rules, or regulations. The term does not include any Ukrainian evacuee seeking asylum or any other form of immigration relief.*

Amendment 3 (216020)—Delete line 94 and insert: *applicable federal statutes, rules, or regulations. The term does not include a person who is a victim of a communist regime, including, but not limited to, a victim from the country of Cuba, Nicaragua, Venezuela, China, Vietnam, Laos, or North Korea.*

Senator Torres moved the following amendment which failed:

Amendment 4 (867774)—Delete line 94 and insert: *applicable federal statutes, rules, or regulations. The term does not include a recipient of, or a person with a pending application for, Temporary Protected Status or Deferred Action for Childhood Arrivals under federal law.*

Senator Bean moved the following amendment which was adopted:

Amendment 5 (421548)—Delete line 115 and insert: *carrier's or contracted carrier's attestation; and*

Senator Farmer moved the following amendment which failed:

Amendment 6 (396684) (with title amendment)—Between lines 122 and 123 insert:

(5)(a) *The Office of Economic and Demographic Research, in consultation with the Office of Program Policy Analysis and Government Accountability, shall conduct a study on the fiscal impact of subsections (2) and (3) on affected businesses. The study must:*

1. *At a minimum, include the fiscal impact on common carriers, tourism agencies and entities, and agriculture in this state and on its overall state economy;*
2. *Specify the percentage of the businesses' profits or revenues, if any, which are affected by subsections (2) and (3) and explicitly identify where losses of up to 15 percent of profits or revenues occur; and*
3. *Be completed by January 1, 2023.*

(b) *By January 1, 2023, the Office of Economic and Demographic Research shall submit a report to the Governor, the President of the Senate, the Minority Leader of the Senate, the Speaker of the House of Representatives, and the Minority Leader of the House of Representatives, as well as make the report publicly available.*

And the title is amended as follows:

Delete line 23 and insert: to develop a specified form; requiring the Office of Economic and Demographic Research, in consultation with the Office of Program Policy Analysis and Government Accountability, to conduct a fiscal impact study; providing requirements for the study; requiring the submittal of a report to the Governor and Legislature by a specified date; providing an effective

On motion by Senator Bean, further consideration of **CS for SB 1808**, as amended, was deferred.

RECESS

The President declared the Senate in recess at 7:35 p.m. to reconvene at 8:30 p.m. or upon his call.

EVENING SESSION

The Senate was called to order by President Simpson at 8:30 p.m. A quorum present—39:

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

SPECIAL ORDER CALENDAR, continued

On motion by Senator Bean, the Senate resumed consideration of—

CS for SB 1808—A bill to be entitled An act relating to immigration enforcement; amending s. 908.102, F.S.; revising the definition of the term “sanctuary policy” to include specified laws, policies, practices, procedures, or customs that limit or prohibit a law enforcement agency from providing specified immigration information to a state entity; creating s. 908.11, F.S.; requiring each law enforcement agency operating a county detention facility to enter into a specified agreement with the United States Immigration and Customs Enforcement to assist with immigration enforcement; requiring such agency to report specified information concerning such agreement quarterly to the Department of Law Enforcement; creating s. 908.111, F.S.; providing definitions; prohibiting a governmental entity from executing, amending, or renewing a contract with common carriers or contracted carriers under certain circumstances; requiring specified governmental entity contracts with

common carriers or contracted carriers to include specified provisions on or after a certain date; requiring the Department of Management Services to develop a specified form; providing an effective date.

—which was previously considered and amended this day.

Pursuant to Rule 4.19, **CS for SB 1808**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

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.

On motion by Senator Passidomo, the rules were waived and a deadline of one hour after the availability of engrossed bills was set for filing amendments to Bills on Third Reading to be considered Thursday, March 3, 2022.

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 Wednesday, March 2, 2022: HB 5301, HB 5015, HB 5011, SB 1712, SB 1358, CS for CS for SB 160, SB 940, CS for SB 7012, CS for CS for SB 1952, CS for CS for SB 1614, SB 1402, CS for SB 1244, CS for SB 1338, CS for SB 1326, CS for SB 1246, CS for SB 630, CS for HB 5, CS for SB 292, CS for CS for SB 1010, CS for SB 1210, CS for CS for SB 1194, CS for SB 898, SB 780, CS for SB 796, CS for SB 268, CS for SB 1808, SB 340, CS for CS for SB 224, CS for SB 1002, CS for SB 1026, SM 1108, SB 1114, CS for CS for SB 1182.

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: CS for CS for HJR 1; CS for HB 3; SB 390; CS for SB 554; CS for SB 1436; CS for SB 1452; SB 1476; SB 1518; CS for CS for HB 1557; CS for CS for HB 1563; SB 1582; SB 1682; SB 1708; CS for SB 1940; SB 7046

The Committee on Rules recommends the following pass: CS for HB 7; CS for HM 43; CS for SB 228; CS for SB 990; CS for SB 1060; CS for CS for SB 1374; CS for HB 1467 with 1 amendment

The bills were placed on the Calendar.

The Committee on Appropriations recommends committee substitutes for the following: SB 196; CS for SB 358; CS for SB 398; CS for SB 466; SB 552; CS for CS for SB 578; CS for SB 752; CS for SB 768; SB 802; CS for SB 988; CS for CS for SB 1078; CS for SB 1292; CS for SB 1302; CS for SB 1382; CS for SB 1426; CS for SB 1430; CS for SB 1474; CS for SB 1556; CS for SB 1600; CS for SB 1610; CS for SB 1670; CS for SB 1694; CS for SB 1728; CS for SB 1798; CS for SB 1800; CS for SB 1802; CS for SB 1874; CS for SB 1950

The Committee on Rules recommends committee substitutes for the following: SB 536; SB 538; CS for SB 718; CS for SB 804; SB 944; CS for CS for SB 1024; CS for SB 1710; CS for SB 1796

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Appropriations; and Senator Rodriguez—

CS for SB 196—A bill to be entitled An act relating to the Florida Housing Finance Corporation; amending s. 420.503, F.S.; defining the

terms “bona fide contract” and “qualified contract” for purposes of the Florida Housing Finance Corporation Act; amending s. 420.5087, F.S.; deleting certain limitations and restrictions on, and requirements for, loans made by the corporation to sponsors of housing for the elderly under the State Apartment Incentive Loan Program; deleting the authority of the corporation to forgive certain indebtedness; deleting provisions relating to loan applications; amending s. 420.509, F.S.; designating the corporation, rather than the State Board of Administration, as the state fiscal agency to make determinations in connection with specified bonds; authorizing the corporation’s board of directors, rather than the State Board of Administration, to delegate to its executive director the authority and power to perform that function; requiring the executive director to annually report specified information to the board of directors, rather than the State Board of Administration; revising applicable interest rate limitations on bonds of the corporation; amending s. 420.5099, F.S.; providing construction relating to low-income tax credit developments if a qualified contract does not close for specified reasons; providing requirements for the corporation and an owner if a qualified contract does not close for any other reason; providing construction if no other qualified contract is presented to the owner within a certain period; amending s. 420.5092, F.S.; conforming a provision to changes made by the act; amending s. 420.628, F.S.; conforming a cross-reference; providing an effective date.

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

CS for CS for SB 358—A bill to be entitled An act relating to mental health professionals; creating s. 491.017, F.S.; creating the Professional Counselors Licensure Compact; providing purposes and objectives; defining terms; specifying requirements for state participation in the compact; specifying duties of member states; authorizing member states to charge a fee for granting a privilege to practice under the compact; specifying that that compact does not affect an individual’s ability to apply for, and a member state’s ability to grant, a single state license pursuant to the laws of that state; providing construction; providing for recognition of the privilege to practice licensed professional counseling in member states; specifying criteria a licensed professional counselor must meet for the privilege to practice under the compact; providing for the expiration and renewal of the privilege to practice; providing construction; specifying that a licensee with a privilege to practice in a remote state must adhere to the laws and rules of that state; authorizing member states to act on a licensee’s privilege to practice under certain circumstances; specifying the consequences and parameters of practice for a licensee whose privilege to practice has been acted on or whose home state license is encumbered; specifying that a licensed professional counselor may hold a home state license in only one member state at a time; specifying requirements and procedures for changing a home state license designation; providing construction; authorizing active duty military personnel or their spouses to keep their home state designation during active duty; specifying how such individuals may subsequently change their home state license designation; providing for the recognition of the practice of professional counseling through telehealth in member states; specifying that licensees must adhere to the laws and rules of the remote state in which they provide professional counseling through telehealth; authorizing member states to take adverse actions against licensees and issue subpoenas for hearings and investigations under certain circumstances; providing requirements and procedures for adverse action; authorizing member states to engage in joint investigations under certain circumstances; providing that a licensee’s privilege to practice must be deactivated in all member states for the duration of an encumbrance imposed by the licensee’s home state; providing for notice to the data system and the licensee’s home state of any adverse action taken against a licensee; providing construction; establishing the Counseling Compact Commission; providing for the jurisdiction and venue for court proceedings; providing construction; providing for membership, meetings, and powers of the commission; specifying powers and duties of the commission’s executive committee; providing for the financing of the commission; providing commission members, officers, executive directors, employees, and representatives immunity from civil liability under certain circumstances; providing exceptions; requiring the commission to defend the commission’s members, officers, executive directors, employees, and representatives in civil actions under certain circumstances; providing construction; requiring the commission to indemnify and hold harmless such individuals for any settlement or judgment obtained in

such actions under certain circumstances; providing for the development of the data system, reporting procedures, and the exchange of specified information between member states; requiring the commission to notify member states of any adverse action taken against a licensee or applicant for licensure; authorizing member states to designate as confidential information provided to the data system; requiring the commission to remove information from the data system under certain circumstances; providing rulemaking procedures for the commission; providing for member state enforcement of the compact; specifying that the compact and commission rules have standing as statutory law in member states; specifying that the commission is entitled to receive notice of process, and has standing to intervene, in certain judicial and administrative proceedings; rendering certain judgments and orders void as to the commission, the compact, or commission rules under certain circumstances; providing for defaults and termination of compact membership; providing procedures for the resolution of certain disputes; providing for commission enforcement of the compact; providing for remedies; providing construction; providing for implementation of, withdrawal from, and amendment to the compact; providing construction; specifying that licensees practicing in a remote state under the compact must adhere to the laws and rules of the remote state; providing construction; specifying that the compact, commission rules, and commission actions are binding on member states; providing construction and severability; amending s. 456.073, F.S.; requiring the Department of Health to report certain investigative information to the data system; amending s. 456.076, F.S.; requiring monitoring contracts for impaired practitioners participating in treatment programs to contain certain terms; amending s. 491.003, F.S.; revising definitions; amending s. 491.004, F.S.; requiring the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling to appoint an individual to serve as the state’s delegate on the commission; amending s. 491.0045, F.S.; revising circumstances under which the board may grant a certain one-time exemption from associate registration requirements; amending ss. 491.005 and 491.006, F.S.; exempting certain persons from mental health counselor licensure requirements; amending s. 491.009, F.S.; authorizing certain disciplinary action under the compact for specified prohibited acts; amending s. 768.28, F.S.; designating the state delegate and other members or employees of the commission as state agents for the purpose of applying waivers of sovereign immunity; requiring the commission to pay certain claims or judgments; authorizing the commission to maintain insurance coverage to pay such claims or judgments; requiring the department to notify the Division of Law Revision upon enactment of the compact into law by 10 states; amending ss. 491.0045, 491.005, 491.009, 491.012, 491.014, 491.0145, and 491.0149, F.S.; conforming provisions to changes made by the act; providing effective dates.

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

CS for CS for SB 398—A bill to be entitled An act relating to transportation projects; amending s. 206.46, F.S.; revising the requirement for the annual commitment of State Transportation Trust Fund revenues for public transportation projects by the Department of Transportation; amending s. 337.025, F.S.; providing that the department’s program for innovative transportation projects may include progressive design-build contracts; authorizing the department to enter into a progressive design-build contract if it makes a certain determination; providing procedures and requirements for progressive design-build contracts; revising contracts exempt from a specified annual monetary cap on contracts; amending s. 337.11, F.S.; revising the department’s authority relating to design-build contracts; amending s. 337.1101, F.S.; revising the calculation of a certain settlement paid to a nonselected responsive bidder which requires the department to maintain certain records and provide certain notices to the Legislature and Attorney General; amending s. 337.14, F.S.; revising a dollar limit of proposed budget estimates of construction contracts for which an applying contractor may submit certain financial statements; revising procedures relating to certificates of qualification issued by the department to construction contractors seeking certification to bid on certain contracts; exempting progressive design-build prequalifications from a certain restriction on contractors and their affiliates; amending s. 337.168, F.S.; deleting a public records exemption for certain documents revealing the identity of a potential bidder; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senators Torres, Wright, Book, Taddeo, Stewart, Jones, Cruz, Rouson, Gibson, Powell, Ausley, Bracy, Burgess, Harrell, Perry, Pizzo, Diaz, Rodrigues, Hooper, and Farmer—

CS for CS for SB 466—A bill to be entitled An act relating to the Military Corpsmen and Medics of Florida (MCMF) Program; creating s. 295.126, F.S.; providing legislative intent; defining terms; establishing the MCMF Program; providing the purposes of the program; providing the components of the program; creating the MCMF Program Office of Veterans Advocacy within the Department of Health; providing that the MCMF Program Veterans' Advocate is the head of the office; providing qualifications of the advocate; prescribing duties of the advocate; requiring the MCMF Program, through the Department of Economic Opportunity, to assist certain veterans and their spouses with specified tasks; requiring Florida Is For Veterans, Inc., to coordinate with specified entities to fulfill the program's purposes and recruit, establish, and maintain a statewide list of participating health care providers; requiring the department to waive certain fees for specified veterans and their spouses; authorizing the department to adopt rules; amending s. 295.22, F.S.; requiring Florida Is for Veterans, Inc., to collaborate with specified entities to implement the MCMF Program; specifying duties of Florida Is For Veterans, Inc., related to the program; creating s. 1004.0963, F.S.; defining the term "department boards"; requiring the Board of Governors and the State Board Of Education, in consultation with specified entities, to adopt specified regulations and rules, respectively; requiring the Articulation Coordinating Committee to convene a workgroup by a specified date; providing responsibilities of the workgroup; providing the membership of the workgroup; requiring the Office of K-20 Articulation to provide administrative support to the workgroup; requiring the workgroup to establish a specified process for prioritizing and determining certain course equivalencies and minimum credit or clock hours awarded to certain individuals; requiring the workgroup to provide certain recommendations to the Board of Governors and the State Board of Education by a specified date; requiring the Articulation Coordinating Committee to approve a specified list of certain course equivalencies and credits and clock hours for certain veterans; requiring the committee to annually update the list; requiring specified entities to annually adopt the updated list; providing applicability; requiring specified entities to award credit and clock hours for courses taken and training received by certain veterans under specified conditions; authorizing postsecondary institutions to award additional credit or clock hours, if appropriate; providing that certain credit or clock hours earned by veterans under certain conditions are guaranteed to transfer to specified entities; authorizing the Articulation Coordinating Committee to form a certain subcommittee; providing an effective date.

By the Committee on Rules; and Senator Diaz—

CS for SB 536—A bill to be entitled An act relating to administrative procedures; amending s. 120.52, F.S.; defining the term "technical change"; amending s. 120.54, F.S.; requiring a notice of rule development to include certain information; requiring a notice of withdrawal if a notice of proposed rule is not filed within a certain timeframe; requiring a notice of proposed rule to include certain information; requiring certain notices to be published within a specified timeframe; requiring that material proposed to be incorporated by reference be made available in a specified manner; authorizing electronic delivery of notices to persons who have requested advance notice of agency rule-making proceedings; requiring publication of a notice of correction in certain circumstances; providing that a notice of correction does not affect certain timeframes; revising the circumstances under which a proposed rule's adverse impact on small businesses is considered to exist; requiring an agency to provide notice of a regulatory alternative to the Administrative Procedures Committee before filing the rule for adoption; requiring an agency to publish a notice of convening a separate proceeding in certain circumstances; providing that rulemaking timelines are tolled during such separate proceedings; requiring a notice of change for certain changes to a statement of estimated regulatory costs; revising the requirements for the contents of a notice of change; requiring the committee to notify the Department of State that the date for an agency to adopt a rule has expired under certain circumstances; requiring the department to publish a notice of withdrawal under certain circumstances; requiring that certain information be available on the agency's website; requiring an agency to file a copy of a certain

petition with the committee; amending s. 120.541, F.S.; requiring an agency to provide a copy of any proposal for a lower cost regulatory alternative to the committee within a certain timeframe; specifying the circumstances under which such a proposal is made in good faith; revising requirements for an agency's consideration of a lower cost regulatory alternative; providing for an agency's revision and publication of a revised statement of estimated regulatory costs in response to certain circumstances; requiring that a revised statement of lower cost regulatory alternative be submitted to the rules ombudsman in the Executive Office of the Governor and published in a specified manner; revising the information required in a statement of estimated regulatory cost; deleting the definition of the term "transactional costs"; revising the applicability of specified provisions; providing additional requirements for the calculation of estimated regulatory costs; requiring the department to include specified information on a website; requiring certain agencies to include certain information in a statement of estimated regulatory costs and on their websites; providing certain requirements for an agency that revises a statement of estimated regulatory costs; amending s. 120.545, F.S.; requiring the committee to examine existing rules; authorizing the committee to file an objection in certain instances; amending s. 120.55, F.S.; requiring the Florida Administrative Code to contain complete indexes to any material incorporated by reference contained in the code; requiring material incorporated by reference to be filed in a specified manner after a certain date; requiring the department to include the date of a technical change in the Florida Administrative Code; providing that a technical change does not affect the effective date of a rule; requiring a technical change made after rule adoption to be published as a notice of correction; requiring the Florida Administrative Register to be published once daily and indicate certain information; requiring specified rulemaking; amending s. 120.74, F.S.; requiring an agency's regulatory plan to identify and describe each rule the agency plans to develop, adopt, or repeal during a specified 12-month period; requiring such plan to include a schedule of rule review; providing indexes of certain information to be included in such plan; requiring such plan to include a list of certain statutes and laws or parts thereof; requiring the agency to provide such list to the Division of Law Revision; requiring a certification in such plan to make certain declarations; requiring an agency to deliver a written explanation upon request by designated persons for failing to comply with the regulatory plan requirements; providing an effective date.

By the Committee on Rules; and Senator Hooper—

CS for SB 538—A bill to be entitled An act relating to private instructional personnel providing applied behavior analysis services; amending s. 1003.572, F.S.; revising the definition of the term "private instructional personnel" to include certain registered behavior technicians; requiring a registered behavior technician to meet specified requirements to provide services; providing an effective date.

By the Committee on Appropriations; and Senators Boyd, Ausley, and Wright—

CS for SB 552—A bill to be entitled An act relating to clerks of the circuit court; amending s. 28.246, F.S.; revising the calculation used to determine the presumed ability to pay certain fees, charges, costs, and fines; providing a formula for determining a specified down payment; providing construction; amending s. 28.35, F.S.; requiring the Florida Clerks of Court Operations Corporation to provide a recommendation on the distribution of specified fines, fees, charges, and costs; requiring the corporation to complete specified duties under certain circumstances; requiring the corporation to annually prepare a specified budget request; providing that such a request is not subject to change by the Justice Administrative Commission; requiring the commission to submit the request to the Governor for transmittal to the Legislature; amending s. 40.29, F.S.; authorizing clerks of the circuit court to submit to the commission, at prescribed intervals, certified requests for reimbursement of specified petitions and orders at a certain rate per petition or order; amending s. 57.082, F.S.; authorizing clerks of the court to conduct a review of specified records; requiring the clerks to maintain the results of such review in a specified manner and provide the results to the court under certain circumstances; amending s. 322.29, F.S.; requiring the Department of Highway Safety and Motor Vehicles to

work with a specified association to ensure that their technology systems have specified capabilities; providing an effective date.

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

CS for CS for CS for SB 578—A bill to be entitled An act relating to the Hurricane Loss Mitigation Program; amending s. 215.559, F.S.; revising the use of certain funds from the Florida Hurricane Catastrophe Fund to also include construction of certain facilities; revising the title of a certain annual report; revising provisions to require the Manufactured Housing and Mobile Home Mitigation and Enhancement Program to be operated by Gulf Coast State College; deleting construction related to Citizens Property Insurance Corporation coverage rates; delaying the future repeal of the Hurricane Loss Mitigation Program; directing the transfer of specified powers, duties, functions, records, property, issues, and funds relating to the Manufactured Housing and Mobile Home Mitigation and Enhancement Program from Tallahassee Community College to Gulf Coast State College; providing an effective date.

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

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

By the Committees on Appropriations; and Criminal Justice; and Senators Gainer and Pizzo—

CS for CS for SB 752—A bill to be entitled An act relating to probationary or supervision services for misdemeanor offenders; amending s. 948.01, F.S.; authorizing the Department of Corrections to supervise certain misdemeanor offenders; deleting a prohibition on private entities providing probationary or supervision services to certain misdemeanor offenders; amending s. 948.03, F.S.; authorizing a probationer or offender in community control to report to a probation officer through remote reporting under specified circumstances; requiring a probation officer to take specified circumstances into consideration when scheduling meetings; requiring the department and county probation authorities or entities to adopt and make available certain probation reporting policies; deleting remaining within a specified place as a standard condition of probation; amending s. 948.05, F.S.; requiring the department to reduce a probationer's or offender's supervision term by a specified amount of time for completing an educational advancement activity; defining the term “educational advancement activity”; amending s. 948.15, F.S.; authorizing a private or public entity to provide probation services and other specified programming to misdemeanor offenders; revising who may approve specified contracts; amending s. 948.09, F.S.; conforming a cross-reference; providing an effective date.

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

CS for CS for SB 768—A bill to be entitled An act relating to the Department of Health; amending s. 381.0045, F.S.; revising the purpose of the department's targeted outreach program for certain pregnant women; requiring the department to encourage high-risk pregnant women of unknown status to be tested for sexually transmissible diseases; requiring the department to provide specified information to pregnant women who have human immunodeficiency virus (HIV); requiring the department to link women with mental health services when available; requiring the department to educate pregnant women who have HIV on certain information; requiring the department to provide, for a specified purpose, continued oversight of newborns exposed to HIV; amending s. 381.0303, F.S.; removing the Children's Medical Services office from parties required to coordinate in the development of local emergency management plans for special needs shelters; amending s. 381.986, F.S.; authorizing certain applicants for medical marijuana treatment center licenses to transfer their initial application fee to one subsequent opportunity to apply for licensure under certain circumstances; authorizing the department to select samples of marijuana from medical marijuana treatment center facilities for certain testing; authorizing the department to select samples of marijuana delivery devices from medical marijuana treatment centers to determine whether such devices are safe for use; requiring medical marijuana treatment centers to recall marijuana and marijuana delivery devices, instead of just edibles, under certain circumstances; exempting the department and its employees from criminal provisions if they acquire, possess, test, transport, or lawfully dispose of marijuana and marijuana delivery devices under certain circumstances; amending s. 381.99, F.S.; revising the membership of the Rare Disease Advisory Council; amending s. 383.216, F.S.; authorizing the organization representing all Healthy Start Coalitions to use any method of telecommunication to conduct meetings under certain circumstances; amending s. 456.039, F.S.; requiring certain applicants for licensure as physicians to provide specified documentation to the department at the time of application; amending s. 460.406, F.S.; revising provisions related to chiropractic physician licensing; amending s. 464.008, F.S.; deleting a requirement that certain nursing program graduates complete a specified preparatory course; amending s. 464.018, F.S.; revising grounds for disciplinary action against licensed nurses; amending s. 467.003, F.S.; revising and defining terms; amending s. 467.009, F.S.; revising provisions related to accredited and approved midwifery programs; amending s. 467.011, F.S.; revising requirements for licensure of midwives; amending s. 467.0125, F.S.; revising requirements for licensure by endorsement of midwives; revising requirements for temporary certificates to practice midwifery in this state; amending s. 467.205, F.S.; revising provisions relating to approval, continued monitoring, probationary status, provisional approval, and approval rescission of midwifery programs; amending s. 468.803, F.S.; revising provisions related to orthotist and prosthetist registration, examination, and licensing; amending s. 483.824, F.S.; revising educational requirements for clinical laboratory directors; amending s. 490.003, F.S.; defining the terms “doctoral degree from an American Psychological Association accredited program” and “doctoral degree in psychology”; amending ss. 490.005 and 490.0051, F.S.; revising education requirements for psychologist licensure and provisional licensure, respectively; amending s. 491.005, F.S.; revising requirements for licensure of clinical social workers, marriage and family therapists, and mental health counselors; amending s. 766.31, F.S.; revising eligibility requirements for certain retroactive payments to parents or legal guardians under the Florida Birth-Related Neurological Injury Compensation Plan; providing retroactive applicability; requiring the plan to make certain retroactive payments to eligible parents or guardians; authorizing the plan to make such payments in a lump sum or periodically as designated by eligible parents or legal guardians; requiring the plan to make the payments by a specified date; amending s. 766.314, F.S.; deleting obsolete language and updating provisions to conform to current law; revising the frequency with which the department must submit certain reports to the Florida Birth-Related Neurological Injury Compensation Association; revising the content of such reports; authorizing the association to enforce the collection of certain assessments in circuit court under certain circumstances; requiring the association to notify the department and the applicable regulatory board of any unpaid final judgment against a physician within a specified timeframe; providing effective dates.

By the Committee on Appropriations; and Senators Gruters, Perry, Polsky, and Rodrigues—

CS for SB 802—A bill to be entitled An act relating to school safety; amending s. 943.687, F.S.; extending the sunset date of the Marjory Stoneman Douglas High School Public Safety Commission; amending s. 943.082, F.S.; requiring the FortifyFL reporting tool to notify reporting parties that submitting false information may subject them to criminal penalties; providing that certain reports will remain anonymous; amending s. 1001.11, F.S.; requiring the Commissioner of Education to oversee and enforce compliance with requirements relating to school safety and security; amending s. 1001.212, F.S.; revising the duties of the Office of Safe Schools; amending s. 1006.07, F.S.; requiring certain law enforcement officers to be physically present and directly involved in active assailant emergency drills; requiring school districts to notify such law enforcement officers of such drills within a specified time period; requiring the State Board of Education to adopt rules; specifying the requirements for the rules; requiring district school boards and charter school governing boards, in coordination with specified entities, to adopt family reunification plans; providing for the update and review of such plan; requiring all members of threat assessment teams to be involved in certain processes and decisions; requiring the Department of Education to annually publish on its website specified data in a certain format; requiring district school boards to adopt certain policies relating to suicide screening instruments; amending s. 1006.12, F.S.; making technical changes; authorizing school safety officers to make arrests on property owned or leased by a charter school under a charter contract; requiring district school superintendents or charter school administrators, instead of school districts, to notify county sheriffs and the Office of Safe Schools of certain safe-school officer-related incidents; specifying training requirements for safe-school officers; amending s. 1006.1493, F.S.; requiring the Florida Safe Schools Assessment Tool to address policies and procedures to prepare for and respond to natural and manmade disasters; amending s. 1012.584, F.S.; requiring each school district to certify that a specified percentage of school personnel have received certain training by a specified date; providing effective dates.

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

CS for CS for SB 804—A bill to be entitled An act relating to nursing homes; amending s. 400.021, F.S.; revising the definition of the term “resident care plan”; amending s. 400.23, F.S.; defining the terms “direct care staff” and “facility assessment”; specifying functions that do not constitute direct care staffing hours for purposes of required nursing home staffing ratios; revising nursing home staffing requirements; requiring nursing home facilities to maintain staffing records for a specified time and report staffing information consistent with federal law; providing that evidence of compliance with state minimum staffing requirements is not admissible as evidence for compliance with specified provisions of federal law; providing that eating assistance to residents provided by certain direct care staff counts toward certain minimum direct care staffing requirements; authorizing the Agency for Health Care Administration to adopt rules; amending s. 400.0234, F.S.; providing that certain information submitted to the agency is discoverable and may be admissible in civil and administrative proceedings; amending s. 400.024, F.S.; providing that an unsatisfied or undischarged adverse final judgment in connection with a nursing home facility becomes the responsibility and liability of a new owner if ownership of the facility is transferred; requiring a licensee to provide written notice to any pending claimants or their attorneys of record within a specified timeframe after filing a change of ownership application with the agency; providing requirements for the notice; providing that claimants may object to the application within a specified timeframe under certain circumstances; requiring the agency to consider any such objections in its decision; providing for the filing of such objections in circuit court under certain circumstances; defining the term “claimant”; amending s. 400.141, F.S.; conforming cross-references and provisions to changes made by the act; revising provisions related to facilities that fail to comply with minimum staffing requirements; providing an effective date.

By the Committee on Rules; and Senator Baxley—

CS for SB 944—A bill to be entitled An act relating to online marketplace transparency; creating s. 559.953, F.S.; defining terms; requiring online marketplaces to require high-volume third-party sellers using their service to provide certain information to the online marketplace within a specified timeframe; requiring the online marketplace to verify such information, or changes to such information, within a specified timeframe; providing that information on valid government-issued tax documents is presumed verified as of the issuance date; requiring an online marketplace to update and require certification of the updated information at least annually; requiring the online marketplace to suspend certain sellers who do not provide such a certification or updated information; requiring online marketplaces to disclose certain information in a specified manner; requiring specified disclosures; prohibiting certain collected data from being used for any other purpose unless required by law; requiring online marketplaces to implement and maintain certain security procedures and practices relating to data security; providing for enforcement; providing construction; authorizing the Department of Legal Affairs to adopt rules; preempting the regulation of the verification and disclosure of such information to the department; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senators Garcia, Berman, Rodriguez, and Perry—

CS for CS for SB 988—A bill to be entitled An act relating to in-person visitation; providing a short title; creating s. 408.823, F.S.; defining the term “long-term care provider”; requiring long-term care providers to develop and establish visitation policies and procedures within a specified timeframe; providing requirements for the visitation policies and procedures; authorizing long-term care providers to require visitors to sign and certify that they will follow the providers’ policies and procedures; requiring long-term care providers to submit their policies and procedures to the Agency for Health Care Administration at specified times; requiring long-term care providers to make their policies and procedures available to the agency upon request at all times; authorizing long-term care providers to suspend in-person visitation of specific visitors under certain circumstances, with exceptions; requiring long-term care providers to make their visitation policies and procedures easily accessible from the homepage of their websites within a specified timeframe; requiring the agency to dedicate a stand-alone page on its website for specified purposes; providing construction; creating s. 408.8235, F.S.; requiring hospitals and hospice facilities to develop and establish visitation policies and procedures within a specified timeframe; providing requirements for the visitation policies and procedures; requiring hospitals and hospice facilities to submit their policies and procedures to the agency at specified times; requiring hospitals and hospice facilities to make their policies and procedures available to the agency upon request at all times; requiring hospitals and hospice facilities to make their visitation policies and procedures easily accessible from the homepage of their websites within a specified timeframe; providing construction; providing a directive to the Division of Law Revision; providing an effective date.

By the Committees on Rules; Community Affairs; and Regulated Industries; and Senator Bradley—

CS for CS for CS for SB 1024—A bill to be entitled An act relating to renewable energy generation; amending s. 163.04, F.S.; authorizing certain entities to prohibit the installation of solar collectors under certain circumstances; amending s. 366.91, F.S.; revising and providing legislative findings relating to the redesign of net metering to avoid cross-subsidization of electric service costs between classes of ratepayers; providing the terms for public utility net metering programs after a specified date; authorizing certain customers who own or lease renewable generation to remain under the net metering rules that initially applied to those customers for a specified time; providing applicability; requiring the Public Service Commission to adopt rules that meet certain requirements by a specified date; authorizing public utilities to petition the commission, after a specified date, for approval of certain charges; providing conditions under which rulemaking must be initiated if the penetration rate of customer-owned or -leased renewable generation meets a specified threshold; authorizing public utilities to petition the commission to offer certain alternative net metering pro-

grams; requiring certain public utilities to provide a specified report to the commission; providing an effective date.

By the Committees on Appropriations; Ethics and Elections; and Environment and Natural Resources; and Senator Hutson—

CS for CS for CS for SB 1078—A bill to be entitled An act relating to soil and water conservation districts; amending s. 582.15, F.S.; providing for the subdivision of certain proposed soil and water conservation districts; requiring the Department of Agriculture and Consumer Services to subdivide certain proposed soil and water conservation districts; amending s. 582.18, F.S.; requiring the supervisors of each soil and water conservation district to be elected from each of the district's subdivisions; providing for the initial terms of office of candidates elected in each district subdivision; amending s. 582.19, F.S.; providing qualification requirements for supervisors to serve on the governing body of a soil and water conservation district; requiring candidates to submit a specified affirmation at the time of qualifying; requiring all supervisors of soil and water conservation district governing bodies to be elected at the 2022 general election; specifying that subsequent elections will be held according to certain provisions; providing for the subdivision of certain soil and water conservation districts by a specified date; requiring the department to subdivide certain soil and water conservation districts by a specified date; providing transitional provisions regarding the implementation of newly subdivided districts and the election of supervisors; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senators Gruters and Bradley—

CS for CS for SB 1292—A bill to be entitled An act relating to fraud prevention; creating s. 324.252, F.S.; requiring that the electronic credentialing system display certain vehicle information for specified purposes by a specified date; requiring the Department of Highway Safety and Motor Vehicles to provide the Legislature with recommendations for compliance verification with certain financial responsibility requirements by a specified date; amending s. 501.165, F.S.; requiring sellers to allow consumers to cancel in a specified manner and by specified means service contracts that have automatic renewal provisions; amending s. 626.854, F.S.; revising maximum fines for public adjusters and public adjuster apprentices for certain violations under a specified circumstance; revising maximum fines for certain violations by certain persons under a specified circumstance; amending s. 633.126, F.S.; authorizing the Department of Financial Services to impose an administrative fine on insurance companies under certain circumstances; deleting criminal penalties; authorizing the Division of Investigative and Forensic Services to adopt certain rules; amending s. 634.095, F.S.; revising requirements for advertisements issued or caused to be issued by service agreement companies or salespersons; specifying that certain materials are not included in the definition of the term "written advertisement"; amending s. 775.15, F.S.; revising felony violations for which prosecutions must be commenced within a specified timeframe; amending s. 817.234, F.S.; providing that certain insurers are entitled to recover specified expenses at the trial and appellate courts under certain circumstances; providing an appropriation; providing effective dates.

By the Committees on Appropriations; and Regulated Industries; and Senators Burgess and Perry—

CS for CS for SB 1302—A bill to be entitled An act relating to criminal history records; amending s. 943.0595, F.S.; requiring a court to automatically seal certain criminal history records that meet specified criteria; requiring the clerk of the court to seal certain criminal history records; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Appropriations; and Finance and Tax; and Senator Gruters—

CS for CS for SB 1382—A bill to be entitled An act relating to tax administration; amending s. 72.011, F.S.; prohibiting taxpayers from submitting certain records in tax proceedings under certain circumstances; providing construction; amending s. 120.80, F.S.; prohibiting

taxpayers from submitting certain records in tax proceedings under certain circumstances; providing construction; amending s. 202.34, F.S.; authorizing the Department of Revenue to respond to contact initiated by taxpayers to discuss audits; authorizing taxpayers to provide records and other information to the department; authorizing the department to examine documentation and other information; providing construction; requiring taxpayers to object to premature audits within a certain timeframe; providing that a tolling period is considered lifted under certain circumstances; authorizing the department to adopt rules; amending ss. 202.36, 206.14, 211.125, 212.14, and 220.735, F.S.; creating rebuttable presumptions regarding proposed final agency action by the department; authorizing the department to make assessments and determine taxes using specified methods under certain circumstances; requiring the department to inform the taxpayer of certain information; providing construction; amending s. 206.9931, F.S.; deleting obsolete language; amending s. 212.05, F.S.; clarifying conditions for application of an exemption for sales taxes for certain nonresident purchasers of boats or aircraft; revising requirements for an affidavit; amending s. 212.13, F.S.; defining the terms "dealer," "division," and "transferor"; requiring dealers to maintain specified records; authorizing the department to issue written requests for such records under certain circumstances; authorizing the department to suspend resale certificates issued to dealers under certain circumstances; specifying procedures for suspension of resale certificates; providing construction; specifying procedures for suspension and revocation of licenses of certain dealers under certain circumstances; requiring the department to publish certain information regarding dealers with suspended resale certificates; prohibiting transferors from accepting orders from or delivering alcoholic beverages to dealers with suspended resale certificates within a specified timeframe; authorizing the department to adopt rules; authorizing the department to respond to contact initiated by taxpayers to discuss audits; authorizing taxpayers to provide records and other information; authorizing the department to examine documentation and other information; providing construction; requiring taxpayers to object in writing to premature audits within a certain timeframe; providing that a tolling period is considered lifted under certain circumstances; authorizing the department to adopt rules; amending s. 213.051, F.S.; authorizing the department to serve subpoenas on businesses registered with the department; providing construction; amending s. 215.053, F.S.; requiring the department to publish certain information regarding dealers with suspended resale certificates; requiring the department to update such information; authorizing the department to adopt rules; amending s. 213.06, F.S.; revising the period in which, and conditions under which, the executive director of the department may adopt emergency rules; providing for an exemption from the Administrative Procedure Act for any such emergency rules; specifying conditions regarding the effectiveness and the renewal of emergency rules; providing construction; amending s. 213.21, F.S.; providing for tolling of the statute of limitations upon the issuance of assessments, rather than final assessments; authorizing a taxpayer's liability to be settled or compromised under certain circumstances; creating a rebuttable presumption; conforming a provision to changes made by the act; specifying the conditions for the department to consider requests to settle or compromise any tax, interest, penalty, or other liability; providing construction; amending s. 213.34, F.S.; revising audit procedures of the department; authorizing the department to adopt rules; requiring the department to refund any overpayments; providing construction; amending s. 213.345, F.S.; specifying conditions under which a period is tolled during an audit; providing construction; amending s. 213.67, F.S.; authorizing the executive director of the department or his or her designee to include additional daily accrued interest, costs, and fees in a garnishment levy notice; revising methods for delivery of levy notices; amending s. 220.42, F.S.; deleting obsolete language; amending s. 443.131, F.S.; revising exclusions of certain benefit charges from the employer reemployment assistance contribution rate calculation; amending s. 443.171, F.S.; requiring the Department of Economic Opportunity and its tax collection service provider to comply with requirements of the federal Treasury Offset Program; authorizing the department or the tax collection service provider to adopt rules; providing an effective date.

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

CS for CS for SB 1426—A bill to be entitled An act relating to environmental management; creating s. 373.4134, F.S.; providing leg-

islative findings and intent; defining terms; providing for water quality enhancement areas; providing requirements for water quality enhancement areas and permits; providing requirements for such water quality enhancement area permits; requiring the Department of Environmental Protection to establish water quality enhancement service areas; providing requirements for the boundaries of such areas; requiring applicants to propose performance and success criteria monitoring and verification plans that meet certain requirements; requiring the department to revoke a permit under certain conditions; providing requirements for enhancement credits; requiring the department and water management districts to authorize the sale and use of enhancement credits to governmental entities to address certain adverse water quality impacts and to meet certain water quality requirements; requiring the department to maintain enhancement credit ledgers; authorizing the department to deny or authorize the use of enhancement credits under certain circumstances; providing construction; requiring the department to adopt rules; delaying implementation of certain provisions until the adoption of such rules; amending s. 403.892, F.S.; correcting a cross-reference; revising the conditions that a developer or homebuilder must certify it meets as part of its application for development approval or amendment of a development order; providing applicability; requiring the department to adopt and modify specified rules, as applicable; providing requirements for such rulemaking; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senator Burgess—

CS for CS for SB 1430—A bill to be entitled An act relating to insolvent insurers; amending s. 624.4073, F.S.; revising a prohibition against certain insolvent insurers' former officers or directors serving as officers or directors of an insurer or having direct or indirect control over certain selection or appointment of officers or directors, to allow such activities unless the Office of Insurance Regulation enters a specified order; amending s. 627.072, F.S.; providing required factors to be used in the determination and fixing of rates for premiums paid to insolvent insurers for specified coverages; amending s. 631.57, F.S.; authorizing insurers remitting assessments to the Florida Insurance Guaranty Association, Incorporated, to elect not to recoup advances; specifying requirements for insurers electing not to recoup; revising a requirement for information regarding assessment percentages which must be specified by the Office of Insurance Regulation in orders levying assessments; authorizing the association to request that orders levying assessments issued by the office authorize a certain installment frequency for the remittance of advance payments by insurers; revising the requirement that certain insurers make payments, rather than initial payments, on a certain basis; requiring insurers to make quarterly payments to the association under certain circumstances; revising insurer reconciliation reporting requirements; providing reconciliation requirements for surcharges collected from policyholders; requiring insurers to treat the failure of an insured to pay a surcharge, rather than a recoupment charge, as a failure to pay the premium; revising construction; amending s. 631.914, F.S.; revising provisions relating to insurers' collection of surcharges and payments of assessments to the Florida Workers' Compensation Insurance Guaranty Association, Incorporated; providing an effective date.

By the Committees on Appropriations; and Commerce and Tourism; and Senator Bradley—

CS for CS for SB 1474—A bill to be entitled An act relating to online training for private security officers; amending ss. 493.6105 and 493.6303, F.S.; providing that certain required training criteria for Class "G" and Class "D" licenses, respectively, may be conducted online; providing requirements for such training; requiring the Department of Agriculture and Consumer Services to establish certain criteria and rules for the regulation of certain entities that provide online training; providing reporting requirements upon completion of the training; creating s. 493.6132, F.S.; providing requirements for online training courses for a Class "D" license; requiring entities offering online training to provide the Division of Licensing with live access to each course; authorizing such entities to deliver online instruction using recordings under certain circumstances; providing an effective date.

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

CS for CS for SB 1556—A bill to be entitled An act relating to golf course best management practices certification; creating s. 403.9339, F.S.; requiring the turfgrass science program at the University of Florida Institute of Food and Agricultural Sciences, in coordination and cooperation with the Department of Environmental Protection, to administer a certification for golf course best management practices and provide and approve certification training and testing programs; providing certification and recertification requirements; providing that such certification exempts persons from certain local training and local ordinance regulations; providing construction; authorizing the turfgrass science program to share certification information with local and state governmental entities; encouraging the turfgrass science program to create an online certification registry; providing an effective date.

By the Committees on Appropriations; and Children, Families, and Elder Affairs; and Senator Bradley—

CS for CS for SB 1600—A bill to be entitled An act relating to treatment of defendants adjudicated incompetent to stand trial; amending s. 916.106, F.S.; revising the definition of the term "forensic facility"; amending s. 916.13, F.S.; authorizing restoration treatment at any forensic facility deemed appropriate by the Department of Children and Families for a forensic client who meets specified criteria; providing an effective date.

By the Committees on Appropriations; and Finance and Tax; and Senators Rodriguez and Pizzo—

CS for CS for SB 1610—A bill to be entitled An act relating to taxation; creating s. 197.319, F.S.; defining the term "residential improvement"; providing for the eligibility for abatement of ad valorem taxes and non-ad valorem assessments for residential improvements destroyed following certain events; requiring property appraisers to provide specified statements to tax collectors; providing that owners of parcels meeting certain requirements are not required to remit payments; prohibiting property appraisers and tax collectors from issuing specified notices for parcels meeting certain requirements; requiring property appraisers to notify taxpayers of the abatement of taxes and non-ad valorem assessments under certain circumstances; requiring value adjustment boards to dismiss petitions under certain circumstances; specifying requirements for determining the assessed value of certain new homesteads; providing for a refund of taxes for parcels meeting certain requirements under certain circumstances; providing for future repeal; providing for retroactive application; providing an effective date.

By the Committees on Appropriations; and Military and Veterans Affairs, Space, and Domestic Security; and Senator Hutson—

CS for CS for SB 1670—A bill to be entitled An act relating to cybersecurity; amending s. 282.0041, F.S.; revising a definition and defining the term "ransomware incident"; amending s. 282.318, F.S.; requiring the Department of Management Services, acting through the Florida Digital Service, to develop and publish guidelines and processes for reporting cybersecurity incidents; requiring state agencies to report ransomware incidents and certain cybersecurity incidents to certain entities within specified timeframes; requiring the Cybersecurity Operations Center to provide certain notifications to the Legislature within a specified timeframe; requiring the Cybersecurity Operations Center to quarterly provide certain reports to the Legislature and the Florida Cybersecurity Advisory Council; requiring the department, acting through the Florida Digital Service, to develop and publish guidelines and processes by a specified date for submitting after-action reports and annually provide cybersecurity training to certain persons; requiring state agency heads to annually provide cybersecurity awareness training to certain persons; requiring state agencies to report cybersecurity incidents and ransomware incidents in compliance with certain procedures and timeframes; requiring state agency heads to submit certain after-action reports to the Florida Digital Service within a specified timeframe; creating s. 282.3185, F.S.; providing a short title; defining the term "local government"; requiring the Florida Digital Service to develop certain cybersecurity training curricula; requiring

certain persons to complete certain cybersecurity training within a specified timeframe and annually thereafter; authorizing the Florida Digital Service to provide a certain training in collaboration with certain entities; requiring certain local governments to adopt certain cybersecurity standards by specified dates; requiring local governments to provide a certain notification to the Florida Digital Service and certain entities; providing notification requirements; requiring local governments to report ransomware incidents and certain cybersecurity incidents to certain entities within specified timeframes; requiring the Cybersecurity Operations Center to provide a certain notification to the Legislature within a specified timeframe; authorizing local governments to report certain cybersecurity incidents to certain entities; requiring the Cybersecurity Operations Center to quarterly provide certain reports to the Legislature and the Florida Cybersecurity Advisory Council; requiring local governments to submit after-action reports containing certain information to the Florida Digital Service within a specified timeframe; requiring the Florida Digital Service to establish certain guidelines and processes by a specified date; creating s. 282.3186, F.S.; prohibiting certain entities from paying or otherwise complying with a ransom demand; amending s. 282.319, F.S.; revising the purpose of the Florida Cybersecurity Advisory Council to include advising counties and municipalities on cybersecurity; requiring the council to meet at least quarterly to review certain information and develop and make certain recommendations; requiring the council to annually submit to the Governor and the Legislature a certain ransomware incident report beginning on a specified date; providing requirements for the report; defining the term “state agency”; creating s. 815.062, F.S.; defining the term “governmental entity”; prohibiting certain persons from introducing computer contaminants in order to procure a ransom; prohibiting certain employees or contractors from aiding or abetting another to introduce computer contaminants in order to procure a ransom; providing criminal penalties; requiring a person convicted of certain offenses to pay a certain fine; requiring deposit of certain moneys in the General Revenue Fund; providing a legislative finding and declaration of an important state interest; providing an effective date.

By the Committees on Appropriations; and Military and Veterans Affairs, Space, and Domestic Security; and Senator Hutson—

CS for CS for SB 1694—A bill to be entitled An act relating to public records and public meetings; creating s. 119.0725, F.S.; providing definitions; providing an exemption from public records requirements for certain cybersecurity insurance information, critical infrastructure information, and certain cybersecurity-related information held by an agency; providing an exemption from public meetings requirements for portions of a meeting that would reveal certain cybersecurity-related information held by an agency; requiring the recording and transcription of exempt portions of such meetings; providing an exemption from public records requirements for such recordings and transcripts; providing retroactive application; authorizing the disclosure of confidential and exempt information under certain circumstances; authorizing agencies to report certain cybersecurity information in the aggregate; providing for future legislative review and repeal of the exemptions; amending ss. 98.015 and 282.318, F.S.; conforming provisions to changes made by the act; providing a statement of public necessity; providing a contingent effective date.

By the Committees on Rules; and Children, Families, and Elder Affairs; and Senators Bradley, Brandes, and Brodeur—

CS for CS for SB 1710—A bill to be entitled An act relating to guardianship data transparency; creating s. 744.2112, F.S.; requiring the Florida Clerks of Court Operations Corporation and the clerks of court to establish a statewide database of guardianship data on or after a certain date; specifying requirements for the database; specifying database access restrictions; requiring the corporation to establish a webpage for certain purposes on or after a specified date; requiring the corporation to generate certain monthly reports; requiring that the webpage include a database meeting certain requirements; requiring the Office of Public and Professional Guardians to share certain data; requiring the corporation to generate certain reports at the request of certain entities; requiring the corporation to provide the Legislature with certain lists by a specified date; providing requirements for the corporation in developing such lists and in implementing data elements

and databases; requiring the corporation to annually compile and submit certain data to the Office of Program Policy Analysis and Government Accountability (OPPAGA); requiring OPPAGA to conduct a certain analysis and submit annual reports to the Governor and the Legislature; specifying requirements for certain data and reports; amending s. 744.2001, F.S.; requiring the Office of Public and Professional Guardians to publish profiles of registered professional guardians on its website; specifying requirements for the profiles; authorizing the Department of Elderly Affairs to adopt rules; providing appropriations; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senator Boyd—

CS for CS for SB 1728—A bill to be entitled An act relating to property insurance; amending s. 489.147, F.S.; revising the definition of the term “prohibited advertisement”; amending s. 627.021, F.S.; revising applicability; amending s. 627.351, F.S.; deleting obsolete provisions related to eligibility thresholds for personal lines residential coverage with the Citizens Property Insurance Corporation; requiring the corporation to use a method for valuing dwelling replacement costs which is approved by the Office of Insurance Regulation; requiring, rather than authorizing, the corporation to use a single account under certain circumstances; specifying qualifications requirements for certain members of the board of governors for the corporation; defining the term “demonstrated expertise in insurance”; revising conditions for eligibility for coverage with the corporation; providing for a required limited annual rate increase for specified policies; requiring that certain new policies written by the corporation be charged a specified premium until certain conditions are met; defining the terms “primary residence” and “unsound insurer”; providing that eligible surplus lines insurers may participate, in the same manner and on the same terms as an authorized insurer, in depopulation, take-out, or keep-out programs relating to policies removed from Citizens Property Insurance Corporation; providing certain exceptions, conditions, and requirements relating to such participation by a surplus lines insurer in the corporation’s depopulation, take-out, or keep-out programs; providing thresholds for eligibility for coverage by the corporation for risks that are offered coverage from qualified surplus lines insurers; authorizing information from underwriting files and confidential claims files to be released under certain circumstances by the corporation to specified entities that consider writing or underwriting risks insured by the corporation; specifying that only the corporation’s transfer of a policy file to an insurer, as opposed to the transfer of any file, changes the file’s public record status; revising the contents of a specified notice provided by the corporation; making technical changes; amending s. 627.3518, F.S.; deleting an obsolete provision related to implementing the clearinghouse program by a specified date; deleting an obsolete reporting requirement; conforming provisions to changes made by the act; amending s. 627.701, F.S.; revising a prohibition against the issuance of insurance policies containing certain deductible provisions; requiring personal lines residential property insurance policies containing separate roof deductibles to include specified information; authorizing property insurers to require separate roof deductibles if certain conditions are met; amending s. 627.7011, F.S.; authorizing insurers to limit roof claim payments to the actual cash value under certain circumstances; amending s. 627.70152, F.S.; authorizing the award of reasonable attorney fees to defendants under certain circumstances; reenacting ss. 624.424(10), 627.3517, and 627.712(1), F.S., relating to annual insurer statements, consumer choice, and required residential windstorm coverage, respectively, to incorporate the amendments made to s. 627.351, F.S., in references thereto; providing an effective date.

By the Committees on Rules; and Judiciary; and Senators Grutes, Rodriguez, Hooper, and Diaz—

CS for CS for SB 1796—A bill to be entitled An act relating to dissolution of marriage; amending s. 61.046, F.S.; defining the term “active gross income”; revising the definition of the term “income”; amending s. 61.08, F.S.; defining terms; requiring the court to make certain written findings in its awards of alimony; limiting the court’s ability to award a combination of forms of alimony to only certain circumstances; removing the court’s ability to consider adultery of either spouse in determining the amount of an alimony award; requiring the court to make certain findings in writing; revising factors that the court

must consider in determining the proper type and amount of alimony; removing the court's ability to order an obligor to purchase or maintain a life insurance policy or other instrument to secure an alimony award; authorizing a party to whom the court has awarded alimony to purchase or maintain a life insurance policy on the obligor's life to protect an award of alimony; requiring the obligor to cooperate in the process of procuring the life insurance policy; modifying certain rebuttable presumptions related to the duration of a marriage for purposes of determining alimony; prohibiting the length of an award of rehabilitative alimony from exceeding a specified timeframe; revising a provision authorizing the modification of rehabilitative alimony upon completion of the rehabilitative plan to include a certain condition; revising provisions related to durational alimony; prohibiting the length of an award of durational alimony from exceeding specified timeframes; authorizing the court to extend durational alimony under certain circumstances; specifying what constitutes the length of a marriage for the purpose of determining durational alimony; requiring the court to make certain written findings when awarding durational alimony; providing a formula for the calculation of durational alimony; requiring the court to reduce the length of an award of durational alimony based on certain payments made by the obligor; requiring the court to consider specified factors when determining an alimony award involving the existence of a supportive relationship between the obligee and another person; providing for the burden of proof in such determinations; requiring the court to make certain written findings in such determinations; providing for the termination of a durational alimony award upon retirement of the obligor under certain circumstances; providing an exception; providing that a party who has reached retirement age before adjudication of a petition for dissolution of marriage may not be ordered to pay alimony; providing exceptions; establishing that alimony may not be awarded to a party who has a certain monthly net income; prohibiting social security retirement benefits from being imputed to the obligor, with an exception; requiring an obligee to meet certain requirements if he or she alleges that a physical disability has impaired his or her ability to earn income; removing the court's ability to grant permanent alimony; providing applicability; amending s. 61.13, F.S.; creating a presumption that equal time-sharing is in the best interest of the child, with exceptions; creating a presumption for purposes of modifying a parenting plan or time-sharing schedule; amending s. 61.14, F.S.; authorizing the court to order an obligee to reimburse alimony payments to the obligor under certain circumstances; specifying a timeframe for the court to consider a supportive relationship between the obligee and another person for purposes of reducing or terminating an award of alimony or ordering reimbursement of alimony payments; providing for the burden of proof in such determinations; revising factors the court may consider when determining whether a supportive relationship exists or existed between the obligee and another person; requiring the court to make its findings related to such factors in writing; providing that an obligor's subsequent remarriage or cohabitation is not a basis for modification of alimony; authorizing an obligor to file a notice of retirement and intent to terminate alimony within a specified timeframe before such retirement; providing notice and response requirements; requiring the court to make written findings regarding specified factors when deciding whether to reduce the amount or duration of alimony; providing for the reduction and termination of alimony within specified timeframes under certain circumstances; authorizing the court to extend durational alimony beyond an obligor's full retirement age or reasonable retirement age for his or her profession or line of work under certain circumstances, notwithstanding its other findings; authorizing the court to terminate an alimony obligation if the obligor retires at a reasonable age for his or her profession or line of work or is past his or her full retirement age; requiring the court to consider certain factors in determining whether the obligor's retirement is reasonable; authorizing an obligor to prospectively file a petition for modification or termination of alimony, effective upon his or her retirement; requiring a court to modify or terminate an alimony award upon retirement of the obligor, with an exception; providing that certain benefits of the obligee constitute a change in circumstances for which an obligor may seek modification of an alimony award; providing that certain agreements on alimony payments are considered expressly modifiable or eligible for termination under certain circumstances; amending s. 61.19, F.S.; requiring the court to grant, upon request of either party, a final judgment of dissolution of marriage and reserve jurisdiction to adjudicate other substantive issues, under certain circumstances; requiring the court to enter temporary orders necessary to protect the parties and their children, if any; providing that such tem-

porary orders are effective until all other issues are adjudicated by the court; providing applicability; providing an effective date.

By the Committees on Appropriations; and Criminal Justice; and Senator Book—

CS for CS for SB 1798—A bill to be entitled An act relating to sexually related offenses; amending s. 775.0847, F.S.; redefining terms; replacing the term “child pornography” with the term “child sexual abuse material”; defining the term “identifiable minor”; revising the list of circumstances under which specified offenses may be reclassified; amending s. 784.049, F.S.; increasing the monetary damages that an aggrieved person may receive as a result of violations relating to sexual cyberharassment; amending s. 827.071, F.S.; defining and redefining terms; conforming provisions to changes made by the act; amending s. 828.126, F.S.; revising definitions; revising the prohibition on sexual activities with animals; increasing the criminal penalties for such sexual activities; requiring courts to issue orders prohibiting persons convicted of such sexual activities from engaging in specified activities, from residing in certain households, or from engaging in occupations or positions in which animals are present; revising applicability; creating s. 836.13, F.S.; defining terms; prohibiting the willful and malicious promotion of certain sexual depictions without consent; providing criminal penalties; providing a civil cause of action; providing applicability; providing construction; creating s. 836.14, F.S.; defining terms; prohibiting a person from committing theft of sexually explicit images with the intent to promote such images; prohibiting the possession of sexually explicit images with certain knowledge and with intent to promote without consent; prohibiting the promotion of sexually explicit images for financial gain, without consent; providing criminal penalties; providing a civil cause of action; providing applicability; providing construction; amending s. 847.001, F.S.; redefining terms; replacing the term “child pornography” with the term “child sexual abuse material”; defining the terms “identifiable minor” and “promote”; amending s. 847.011, F.S.; authorizing law enforcement officers to arrest certain persons without a warrant; authorizing a search warrant to be issued for further investigation upon proper affidavits being made; amending s. 847.0137, F.S.; deleting the definition of the term “minor”; redefining the term “transmit”; conforming provisions to changes made by the act; amending s. 921.0022, F.S.; ranking offenses created by this act for purposes of the severity ranking chart of the Criminal Punishment Code; conforming provisions to changes made by the act; amending s. 960.03, F.S.; replacing the term “child pornography” with the term “child sexual abuse material”; conforming provisions to changes made by the act; amending ss. 288.1254 and 847.0141, F.S.; conforming cross-references; amending ss. 39.0138, 92.56, 92.561, 435.07, 456.074, 847.002, 847.01357, 847.0139, 948.06, and 960.197, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Appropriations; and Commerce and Tourism; and Senators Boyd and Bradley—

CS for CS for SB 1800—A bill to be entitled An act relating to broadband infrastructure; amending s. 288.9961, F.S.; revising the duties of the Florida Office of Broadband to include administering the Broadband Pole Replacement Program; requiring the office to submit an annual report to the Governor and the Legislature by a specified date; creating s. 288.9964, F.S.; providing legislative findings; defining terms; establishing the Broadband Pole Replacement Program within the office; providing responsibilities of the office; providing eligibility requirements for reimbursement under the program; providing that reimbursements are subject to the availability of certain funds; providing that certain denied applicants may reapply in certain circumstances; providing requirements for the program application; requiring the office to provide certain reimbursements within a certain period of time; authorizing an applicant to request certain information from a pole owner under certain circumstances; requiring an applicant to meet certain conditions; requiring the office to publish and continually update certain information on its public website; authorizing rulemaking; providing an effective date.

By the Committees on Appropriations; and Commerce and Tourism; and Senator Boyd—

CS for CS for SB 1802—A bill to be entitled An act relating to the Broadband Pole Replacement Trust Fund; creating s. 288.9965, F.S.; creating the trust fund within the Department of Economic Opportunity; providing the purpose of the trust fund; providing that moneys credited to the trust fund shall consist of certain funds; requiring that certain funds in the trust fund be used in a manner consistent with federal law or grant agreement for use of the funds; providing that the balance in the trust fund at the end of a fiscal year remains in the trust fund and is available for carrying out the purposes of the trust fund; providing for future legislative review and termination or re-creation of the trust fund; providing a contingent effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senator Boyd—

CS for CS for SB 1874—A bill to be entitled An act relating to the Department of Financial Services; repealing s. 17.0315, F.S., relating to the financial and cash management system and task force; amending s. 48.151, F.S.; providing an exception to service of process on public entities under certain circumstances; deleting the Chief Financial Officer's assistant or deputy or another person in charge of the office as agents for service of process on insurers; requiring the Department of Financial Services to create a secure online portal as the sole means to accept certain service of process; amending s. 110.123, F.S.; revising definitions; authorizing specified persons relating to the Division of Rehabilitation and Liquidation to purchase coverage in a state group health insurance plan at specified premium costs; providing that the enrollment period for the state group insurance program begins with a specified plan year for certain persons relating to the division; amending s. 110.131, F.S.; conforming a cross-reference; amending s. 215.34, F.S.; deleting the requirement for specified entities receiving certain charged-back items to prepare a journal transfer; amending s. 215.93, F.S.; renaming a subsystem of the Florida Financial Management Information System; amending s. 215.94, F.S.; conforming a provision to changes made by the act; amending s. 216.102, F.S.; making technical changes; amending s. 218.32, F.S.; revising legislative intent; providing functions of the Florida Open Financial Statement System; requiring local governments to use the system to file specified reports; providing requirements for the system; revising the list of entities with which the Chief Financial Officer may consult with regard to the system; authorizing, rather than requiring, certain local governmental financial statements to be filed in a specified format; deleting certain requirements for such statements; providing construction; providing an exception; creating s. 395.1061, F.S.; defining terms; requiring certain hospitals to demonstrate financial responsibility for maintaining professional liability coverage; specifying requirements for such financial responsibility; requiring hospitals to provide evidence of compliance and to remain in compliance; prohibiting the Agency for Health Care Administration from issuing or renewing licenses of hospitals under certain circumstances; providing exemptions from professional liability coverage requirements; authorizing hospital systems to meet such professional liability coverage requirements in a specified manner; amending s. 440.02, F.S.; revising the definition of the term "employer"; amending s. 440.05, F.S.; revising information that must be submitted with the notice of election to be exempt from workers' compensation coverage; specifying the circumstances under which the Department of Financial Services is required to send certain notifications to workers' compensation carriers; requiring such notifications to be electronic; requiring certificates of election to be exempt to contain a specified notice; deleting a provision requiring certain corporation officers to maintain business records; revising applicability of certificates of election to be exempt; amending s. 440.107, F.S.; revising the timeframe for certain employers to produce specified records under certain circumstances; prohibiting employers who failed to secure payment of workers' compensation from entering a payment agreement schedule with the department unless a specified condition is met; revising circumstances that result in immediate reinstatement of stop-work orders; revising penalty assessments; amending s. 440.185, F.S.; revising the timeline and methods for workers' compensation carriers to send a certain informational brochure to injured workers; revising methods by which such informational brochure is sent to employers; amending s. 440.381, F.S.; specifying workers' compensation policies that require physical onsite audits for a specified class; amending s. 497.277, F.S.; deleting a

cap on transferring burial rights fees; amending s. 497.369, F.S.; revising requirements for licenses by endorsement to practice embalming; amending s. 497.372, F.S.; revising the scope of funeral directing practice; amending s. 497.374, F.S.; revising requirements for licenses by endorsement to practice funeral directing; amending s. 554.108, F.S.; requiring boilers manufactured after a specified date, rather than boilers of certain heat input, to be stamped with a specified code symbol; revising the boilers' information that must be filed; requiring that specified spaces and rooms be equipped with carbon monoxide detector devices; amending s. 554.111, F.S.; deleting a requirement for a specified fee for a certificate of competency; requiring applications for boiler permits to include a specified report; revising the purpose for special trips that the department is required to make for boiler inspections; amending s. 554.114, F.S.; revising the schedules of penalties against boiler insurance companies, inspection agencies, and other persons for specified violations; amending s. 624.307, F.S.; providing that certain regulated persons or unauthorized insurers are required to appoint the Chief Financial Officer as their agents, rather than as their attorneys, to receive service of legal process; revising the method by which the Chief Financial Officer makes the process available; requiring the Chief Financial Officer to promptly send notice of receipt of service of process; revising requirements for the contents of such notice; amending s. 624.422, F.S.; requiring insurers to file with the department e-mail addresses, rather than addresses, of specified persons; providing that a specified method by which process is served upon the Chief Financial Officer is the sole method of service; conforming provisions to changes made by the act; amending s. 624.423, F.S.; revising procedures for service of process; requiring the Chief Financial Officer to promptly notify certain persons of the process and to make the process available to such persons through specified means; revising the method by which records are retained; amending s. 624.610, F.S.; conforming provisions to changes made by the act; amending s. 626.015, F.S.; defining the term "licensing authority"; revising the definition of the term "unaffiliated insurance agent"; amending s. 626.171, F.S.; requiring fingerprints for certain licenses to be processed in accordance with specified laws; amending s. 626.172, F.S.; revising the method by which fingerprints for applications for insurance agency licenses are submitted; deleting a fingerprint processing fee; creating s. 626.173, F.S.; providing duties for certain insurance agency persons within a specified timeframe after cessation of insurance transactions; authorizing the department to impose administrative fines against such persons for specified violations; prohibiting the initiation of certain proceedings and imposition of fines until specified prerequisites are completed; providing a cap on such fines; authorizing the department to suspend or revoke licenses under certain circumstances; providing requirements for determining penalties and remedies; amending s. 626.201, F.S.; conforming a provision to changes made by the act; providing continuation of jurisdiction of the licensing authority to investigate and prosecute specified violations under certain circumstances; amending s. 626.202, F.S.; conforming provisions to changes made by the act; amending s. 626.221, F.S.; adding a designation to the list of designations that allow applicants for an all-lines adjuster license to be exempt from an examination; amending s. 626.311, F.S.; providing an exception to the prohibition against unaffiliated insurance agents holding appointments from insurers; authorizing certain adjusters to obtain adjuster appointments while maintaining unaffiliated insurance agent appointments and to adjust claims and receive certain compensation; amending ss. 626.321 and 626.601, F.S.; conforming provisions to changes made by the act; amending s. 626.7845, F.S.; conforming a cross-reference; amending ss. 626.8411 and 626.8412, F.S.; conforming provisions to changes made by the act; amending s. 626.8417, F.S.; revising requirements to qualify for title insurance agent licenses; amending s. 626.8421, F.S.; requiring title agencies to have separate appointments under certain circumstances; amending s. 626.843, F.S.; providing requirements for appointments of title insurance agencies; amending s. 626.8433, F.S.; requiring title insurers that terminate appointments of title insurance agencies to file certain information with the department; amending s. 626.8447, F.S.; providing effects of suspension or revocation of title insurance agency licenses; amending s. 626.854, F.S.; revising and providing restrictions on public adjuster compensation; providing exceptions to such restrictions; amending s. 626.8561, F.S.; revising the definition of the term "public adjuster apprentice"; amending s. 626.865, F.S.; revising requirements to qualify for public adjuster licenses; requiring that certain bonds remain in effect for a specified period after expiration of the license; amending s. 626.8651, F.S.; requiring that certain bonds remain in effect for a specified period after expiration of a public adjuster apprentice license; revising re-

quirements for public adjuster apprentices to be, act as, or hold themselves out to be public adjuster apprentices; amending s. 626.8696, F.S.; revising requirements for adjusting firm license applications; amending s. 626.8732, F.S.; requiring applicants for nonresident public adjuster licenses to maintain certain bonds after the expiration or termination of licenses; amending ss. 626.8734, 626.906, 626.912, 626.937, and 626.9953, F.S.; conforming provisions to changes made by the act; amending s. 633.135, F.S.; providing additional uses for firefighter funds; amending s. 633.216, F.S.; revising requirements for renewal of firesafety inspector certificates; amending s. 633.408, F.S.; revising requirements for the issuance of a Firefighter Certificate of Compliance and Special Certificate of Compliance; deleting provisions relating to requirements to retain a Special Certificate of Compliance; amending s. 633.414, F.S.; providing requirements to retain a Special Certificate of Compliance; revising requirements to retain a Firefighter Certificate of Compliance; redefining the term "active"; amending ss. 648.34 and 648.355, F.S.; conforming provisions to changes made by the act; amending s. 648.46, F.S.; providing continuation of jurisdiction of the licensing authority to investigate and prosecute specified violations under certain circumstances; amending s. 766.105, F.S.; deleting requirements and procedures for the certification of hospital compliance with the Florida Patient's Compensation Fund; providing that the fund is subject to the supervision and approval of the Chief Financial Officer or his or her designee, rather than the board of governors; conforming provisions to changes made by the act; providing for supervision of the fund until dissolution; specifying duties of the Department of Financial Services before dissolution of the fund; providing for future repeal; amending ss. 945.6041 and 985.6441, F.S.; revising the definition of the term "health care provider"; defining the term "other medical facility"; providing effective dates.

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

CS for CS for SB 1950—A bill to be entitled An act relating to the statewide Medicaid managed care program; amending s. 409.912, F.S.; requiring, rather than authorizing, that the reimbursement method for provider service networks be on a prepaid basis; deleting the authority to reimburse provider service networks on a fee-for-service basis; conforming provisions to changes made by the act; providing that provider service networks are subject to and exempt from certain requirements; providing construction; repealing s. 409.9124, F.S., relating to managed care reimbursement; amending s. 409.964, F.S.; deleting a requirement that the Agency for Health Care Administration provide the opportunity for public feedback on a certain waiver application; amending s. 409.966, F.S.; revising requirements relating to the databook published by the agency consisting of Medicaid utilization and spending data; reallocating regions within the statewide managed care program; deleting a requirement that the agency negotiate plan rates or payments to guarantee a certain savings amount; deleting a requirement for the agency to award additional contracts to plans in specified regions for certain purposes; revising a limitation on when plans may begin serving Medicaid recipients to apply to any eligible plan that participates in an invitation to negotiate, rather than plans participating in certain regions; making technical changes; amending s. 409.967, F.S.; deleting obsolete provisions; amending s. 409.968, F.S.; conforming provisions to changes made by the act; amending s. 409.973, F.S.; revising requirements for healthy behaviors programs established by plans; deleting an obsolete provision; amending s. 409.974, F.S.; requiring the agency to select plans for the managed medical assistance program through a single statewide procurement; authorizing the agency to award contracts to plans on a regional or statewide basis; specifying requirements for minimum numbers of plans which the agency must procure for each specified region; conforming provisions to changes made by the act; deleting procedures for plan procurements when no provider service networks submit bids; deleting a requirement for the agency to exercise a preference for certain plans; amending s. 409.975, F.S.; providing that cancer hospitals meeting certain criteria are statewide essential providers; requiring payments to such hospitals to equal a certain rate; amending s. 409.977, F.S.; revising the circumstances for maintaining a recipient's enrollment in a plan; deleting obsolete language; authorizing specialty plans to serve certain children who receive guardianship assistance payments under the Guardianship Assistance Program; amending s. 409.981, F.S.; requiring the agency to select plans for the long-term care managed medical assistance program through a single statewide procurement; authorizing the agency to award contracts to

plans on a regional or statewide basis; specifying requirements for minimum numbers of plans which the agency must procure for each specified region; conforming provisions to changes made by the act; deleting procedures for plan procurements when no provider service networks submit bids; amending s. 409.8132, F.S.; conforming a cross-reference; reenacting ss. 409.962(1), (7), (13), and (14) and 641.19(22) relating to definitions, to incorporate the amendments made by this act to s. 409.912, F.S., in references thereto; reenacting s. 430.2053(3)(h), (i), and (j) and (11), relating to aging resource centers, to incorporate the amendments made by this act to s. 409.981, F.S., in references thereto; requiring the agency to amend existing Statewide Medicaid Managed Care contracts to implement changes made by the act; requiring the agency to implement changes made by the act for a specified plan year; providing an effective date.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Wilton Simpson, President

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

Jeff Takacs, Clerk

By Judiciary Committee, Commerce Committee and Representative(s) McFarland—

CS for CS for HB 9—A bill to be entitled An act relating to consumer data privacy; creating s. 501.173, F.S.; providing applicability; providing definitions; requiring controllers that collect a consumer's personal data to disclose certain information regarding data collection and selling practices to the consumer at or before the point of collection; specifying that such information may be provided through a general privacy policy or through a notice informing the consumer that additional specific information will be provided upon a certain request; prohibiting controllers from collecting additional categories of personal information or using personal information for additional purposes without notifying the consumer; requiring controllers that collect personal information to implement reasonable security procedures and practices to protect the information; authorizing consumers to request controllers to disclose the specific personal information the controller has collected about the consumer; requiring controllers to make available two or more methods for consumers to request their personal information; requiring controllers to provide such information free of charge within a certain timeframe and in a certain format upon receiving a verifiable consumer request; specifying requirements for third parties with respect to consumer information acquired or used; providing construction; authorizing consumers to request controllers to delete or correct personal information the controllers have collected about the consumers; providing exceptions; specifying requirements for controllers to comply with deletion or correction requests; authorizing consumers to opt out of third-party disclosure of personal information collected by a controller; prohibiting controllers from selling or disclosing the personal information of consumers younger than a certain age, except under certain circumstances; prohibiting controllers from selling or sharing a consumer's information if the consumer has opted out of such disclosure; prohibiting controllers from taking certain actions to retaliate against consumers who exercise certain rights; providing applicability; providing that a contract or agreement that waives or limits certain consumer rights is void and unenforceable; providing for civil actions and a private right of action for consumers under certain circumstances; providing civil remedies; authorizing the Department of Legal Affairs to bring an action under the Florida Unfair or Deceptive Trade Practices Act and to adopt rules; requiring the department to submit an annual report to the Legislature; providing report requirements; providing that controllers must have a specified timeframe to cure any violations; providing jurisdiction; declaring that the act is matter of statewide concern; preempting the collection, processing, sharing, and sale of consumer personal information to the state; amending s. 501.171, F.S.; revising the definition of "personal information"; providing an effective date.

—was referred to the Committee on Judiciary.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 45 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Post-Secondary Education & Lifelong Learning Subcommittee and Representative(s) Morales, Benjamin, Arrington, Chaney, Eskamani, Fetterhoff, Joseph, Killebrew, Learned, Nixon, Robinson, F., Tant, Valdés, Williams, Woodson—

CS for HB 45—A bill to be entitled An act relating to educational opportunities for disabled veterans; creating s. 295.011, F.S.; defining the term "disabled veteran"; providing that disabled veterans receiving certain federal educational assistance benefits are eligible to receive a waiver for the remaining cost of tuition and fees at certain institutions; providing a calculation for waiver amounts; requiring the amount awarded by the state to be contingent on the application of specified federal benefits; requiring certain institutions to submit an annual report to the Board of Governors and the State Board of Education; requiring the boards to respectively adopt regulations and rules; specifying applicability of other laws; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 157, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Tourism, Infrastructure & Energy Subcommittee and Representative(s) Andrade—

CS for CS for HB 157—A bill to be entitled An act relating to transportation; creating s. 334.066, F.S.; establishing the Implementing Solutions from Transportation Research and Evaluating Emerging Technologies Living Lab (I-STREET) within the University of Florida; specifying the duties of I-STREET; requiring I-STREET to annually provide the Governor and the Legislature with a certain report; requiring the creation of a certain advisory board; specifying the composition of the board; amending s. 337.025, F.S.; providing that the Department of Transportation's program for innovative transportation projects may include progressive design-build contracts; authorizing the department to enter into a progressive design-build contract if it makes a certain determination; providing procedures and requirements for progressive design-build contracts; revising contracts exempt from a specified annual monetary cap on contracts; amending s. 337.107, F.S.; authorizing landowners, under a department-issued permit, to remove vegetation under specified circumstances; amending s. 337.11, F.S.; revising the department's authority relating to design-build contracts; revising rulemaking authority; requiring specified department contracts to contain specified insurance provisions; amending s. 337.1101, F.S.; revising the calculation of a certain settlement paid to a non-selected responsive bidder; amending s. 337.14, F.S.; revising a dollar limit of proposed budget estimates of construction contracts for which an applying contractor may submit certain financial statements; revising procedures relating to certificates of qualification issued by the department to construction contractors seeking certification to bid on certain contracts; exempting progressive design-build prequalifications from a certain restriction on contractors and their affiliates; amending s. 337.168, F.S.; deleting a public records exemption for certain documents revealing the identity of a potential bidder; amending s. 338.165, F.S.; revising the frequency with which the department must make toll rate adjustments for inflation; reestablishing the Greater Miami Expressway Agency; amending s. 348.0301, F.S.; revising a short title; repealing s. 348.0302, F.S., relating to applicability; amending s. 348.0303, F.S.; deleting the term "county"; revising the definition of the term "expressway system"; defining the term "Miami-Dade County Expressway Authority"; creating s. 348.03031, F.S.; providing legislative findings and intent; amending s. 348.0304, F.S.; revising the area served by the agency to include specified portions of Monroe County; revising requirements for membership of the agency's governing body; revising requirements for initial appointments; amending s. 348.0306,

F.S.; authorizing, rather than requiring, the agency to construct expressways; conforming provisions to changes made by the act; amending s. 348.0307, F.S.; revising the date by which the agency must develop and implement a certain toll rebate program; revising persons who are eligible for the program; amending s. 348.0309, F.S.; conforming a provision to changes made by the act; amending s. 348.0315, F.S.; revising the date by which, and the entities to which, the agency must begin submitting certain annual reports relating to tolls; amending s. 348.0318, F.S.; conforming a provision to changes made by the act; providing a directive to the Division of Law Revision; providing effective dates.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 229 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Secondary Education & Career Development Subcommittee and Representative(s) Arrington, Benjamin, Chambliss, Daley, Eskamani, Goff-Marcil, Hunschofsky, Learned, Morales, Nixon, Omphroy, Rayner, Rizo, Robinson, F., Silvers, Tant, Thompson, Williams, Woodson—

CS for HB 229—A bill to be entitled An act relating to guidance services on academic and career planning; amending s. 1003.02, F.S.; requiring school boards to inform students and parents of certain acceleration, academic, and career planning options; requiring certain information to be included in such notification; amending s. 1003.4156, F.S.; requiring a personalized academic and career plan be developed in consultation with a certified school counselor for certain students; requiring certain information to be included in such plan; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 235 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Plasencia, Eskamani, Hunschofsky, Maney, Morales, Tant, Woodson—

HB 235—A bill to be entitled An act relating to restraint of students with disabilities in public schools; amending s. 1003.573, F.S.; prohibiting school personnel from using mechanical restraint on students with disabilities; providing exceptions; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 255 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Early Learning & Elementary Education Subcommittee and Representative(s) Plasencia, Silvers, Hunschofsky, Morales, Tant, Williams—

CS for HB 255—A bill to be entitled An act relating to private instructional personnel providing applied behavior analysis services; amending s. 1003.572, F.S.; revising the definition of the term "private instructional personnel" to include certain registered behavior technicians; requiring registered behavior technicians to meet specified requirements to provide services; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 389 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Administration & Technology Appropriations Subcommittee, Insurance & Banking Subcommittee and Representative(s) Zika—

CS for CS for HB 389—A bill to be entitled An act relating to money services businesses; amending s. 560.103, F.S.; defining the terms "control person" and "publicly traded"; revising and deleting definitions; amending s. 560.118, F.S.; providing that a rule may require certain reports to the Office of Financial Regulation to contain declarations by control persons, rather than officers or other responsible persons; amending s. 560.123, F.S.; providing that control persons, rather than officers, are not liable for loss or damages under certain circumstances; amending s. 560.126, F.S.; requiring licensees to report changes in control persons, rather than in certain other entities or persons; providing that the addition of a control person, rather than certain other entities or persons, is subject to certain requirements; amending s. 560.141, F.S.; revising requirements for applications for licensure as a money services business; deleting the definition of the term "publicly traded"; reenacting s. 559.952(4)(a), F.S., relating to the Financial Technology Sandbox, to incorporate the amendments made to ss. 560.118 and 560.141, F.S., in references thereto; reenacting s. 560.114(2)(c), F.S., relating to disciplinary actions and penalties, to incorporate the amendment made to s. 560.141, F.S., in a reference thereto; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 397 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Justice Appropriations Subcommittee and Representative(s) Clemons, Barnaby, Brannan, Maney, Massullo, McCurdy, Morales, Overdorf, Payne, Roth, Sirois, Thompson, Trabulsky, Valdés—

CS for HB 397—A bill to be entitled An act relating to court fiscal administration; amending s. 28.246, F.S.; revising the calculation used to determine the presumed ability to pay certain fees, charges, costs, and fines; providing a formula for determining a specified down payment; providing construction; amending s. 28.35, F.S.; requiring the Florida Clerks of Court Operations Corporation to provide a recommendation on the distribution of specified fees, charges, costs, and fines; providing that the corporation shall complete specified duties under certain circumstances; requiring the corporation to annually prepare a specified budget request; providing that such a request is not subject to change by the Justice Administrative Commission; providing an exception; providing that the Justice Administrative Commission shall submit the request to the Governor for transmittal to the Legislature; amending s. 40.29, F.S.; authorizing the clerk of the circuit court to request reimbursement for certain filings at a specified rate and in a certain manner; amending s. 57.082, F.S.; authorizing the clerk to conduct a review of specified records; requiring the clerk to maintain the results of such review in a specified manner and provide the results in such manner to the court under specified provisions; authorizing the clerk to use the results of the review when making a determination of indigence; amending s. 322.29, F.S.; requiring the Department of Highway Safety and Motor Vehicles to work with a specified association to implement certain technology; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 401 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Local Administration & Veterans Affairs Subcommittee and Representative(s) Smith, D., Fischer, Tant—

CS for HB 401—A bill to be entitled An act relating to ad valorem tax exemption for nonprofit homes for the aged; amending s. 196.1975, F.S.; revising ownership entities for certain nonprofit homes qualifying for an exemption from ad valorem taxation to include certain limited partnerships; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 453 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Criminal Justice & Public Safety Subcommittee and Representative(s) Duggan, Byrd—

CS for HB 453—A bill to be entitled An act relating to officer and firefighter physical examination requirements and records; amending s. 112.18, F.S.; authorizing the use of a specified physical examination for a presumption; requiring a fire service provider to maintain records of employee physical examinations for a specified period; creating a presumption if records are destroyed before such period has elapsed; amending s. 943.13, F.S.; requiring an employing agency to maintain records of employee physical examinations for a specified period; creating a presumption if records are destroyed before such period has elapsed; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 535 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Fine—

HB 535—A bill to be entitled An act relating to Barefoot Bay Recreation District, Brevard County; authorizing an amendment to the district charter, subject to approval by a vote of the electors of the district, to increase the length of terms and stagger the election cycle for the members of the Board of Trustees of the Barefoot Bay Recreation District; providing exceptions to general law; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 579 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Agriculture & Natural Resources Appropriations Subcommittee, Environment, Agriculture & Flooding Subcommittee and Representative(s) Melo, Barnaby, Overdorf, Rizo, Willhite—

CS for CS for HB 579—A bill to be entitled An act relating to aquatic plant management; directing the Fish and Wildlife Conservation Commission, in partnership with the Institute of Food and Agricultural Sciences at the University of Florida and the Water School at Florida Gulf Coast University, to study certain nutrient removal technologies and mechanical aquatic plant management techniques within the Lake Okeechobee watershed; directing the institute to submit a report to the commission; directing the commission to submit a report to the Governor and Legislature by a specified date; providing requirements for such reports; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 615 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Criminal Justice & Public Safety Subcommittee and Representative(s) Overdorf—

CS for HB 615—A bill to be entitled An act relating to human trafficking; amending s. 16.618, F.S.; deleting an obsolete provision; requiring the direct-support organization of the Statewide Council on Human Trafficking to develop certain training for firesafety inspectors; providing that such training is eligible for continuing education credits; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 651 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Local Administration & Veterans Affairs Subcommittee and Representative(s) Williamson—

CS for HB 651—A bill to be entitled An act relating to Navarre Beach Fire Rescue District, Santa Rosa County; providing a short title; creating an independent special district to provide fire control, fire prevention, emergency medical, rescue response, and public safety services; providing for district boundaries, a governing board and the election, organization, and operation of such board; authorizing the district to levy non-ad valorem assessments; providing requirements for such assessments; providing for amendment only by special act; providing severability; requiring a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 689, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee and Representative(s) Giallombardo, Fischer, Borrero, Driskell, Fetterhoff, Gottlieb, Killebrew, Learned, Maney, Nixon, Salzman, Slosberg-King, Snyder, Tant, Willhite, Woodson—

CS for HB 689—A bill to be entitled An act relating to workers' compensation benefits for posttraumatic stress disorder; amending s. 112.1815, F.S.; providing that the time for specified notice in certain cases is measured from the time of the qualifying event or the diagnosis of the disorder, rather than the manifestation of the disorder, whichever is later; creating s. 112.18155, F.S.; providing definitions; providing that posttraumatic stress disorder suffered by a correctional officer is a compensable occupational disease under certain circumstances; providing a standard of proof; providing requirements for benefits offered to a correctional officer for posttraumatic stress disorder; specifying when a claim for posttraumatic stress disorder must be noticed; requiring certain employing agencies to provide certain educational training; requiring the Department of Financial Services to adopt rules; declaring that the act fulfills an important state interest; providing effective dates.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 741, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Tourism, Infrastructure & Energy Subcommittee and Representative(s) McClure, Andrade—

CS for CS for HB 741—A bill to be entitled An act relating to net metering; amending s. 366.91, F.S.; providing the terms for public utility net metering programs after a specified date; providing a schedule of reductions to net metering rate designs that apply to customers with net metering applications that are approved after specified dates; authorizing certain customers who own or lease renewable generation to remain under the net metering rules that initially applied to those customers for a specified time; authorizing public utilities to petition for approval of certain fixed charges designed to meet specified purposes; providing conditions under which rules must be initiated if the penetration rate of customer-owned or leased renewable generation meets a specified threshold; authorizing public utilities to recover specified lost revenues upon meeting certain requirements; providing applicability; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 749 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, State Administration & Technology Appropriations Subcommittee, Insurance & Banking Subcommittee and Representative(s) Clemons, Benjamin, Maggard, Morales, Tant, Toledo—

CS for CS for CS for HB 749—A bill to be entitled An act relating to fraud prevention; creating s. 324.252, F.S.; requiring that the electronic credentialing system display certain vehicle information, provide certain notification for a specified purpose, and allow drivers to update certain information by a specified date; requiring the Department of Highway Safety and Motor Vehicles to provide the Legislature with recommendations for compliance verification with certain financial responsibility requirements by a specified date; amending s. 501.165, F.S.; requiring certain sellers to allow consumers to cancel in a specified manner and by a specified means service contracts that include automatic renewal provisions; amending s. 626.854, F.S.; revising maximum fines for public adjusters and public adjuster apprentices for certain violations under a specified circumstance; revising maximum fines for certain violations by certain persons under a specified circumstance; amending s. 633.126, F.S.; authorizing the department to impose an administrative fine on insurance companies under certain circumstances; deleting criminal penalties; authorizing the division to adopt certain rules; amending s. 634.095, F.S.; revising requirements for advertisements issued or caused to be issued by service agreement companies or salespersons; amending s. 775.15, F.S.; revising felony violations for which prosecutions must be commenced within a specified timeframe; amending s. 817.234, F.S.; providing that certain insurers are entitled to recover specified expenses at the trial and appellate courts under certain circumstances; providing a transfer of funds; providing an appropriation; providing effective dates.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 763 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Ways & Means Committee, Regulatory Reform Subcommittee and Representative(s) Casello, Caruso, Nixon, Roth—

CS for CS for HB 763—A bill to be entitled An act relating to tax exemption for charges for private investigations; amending s. 212.08, F.S.; defining the term "small private investigative agency"; providing an exemption from the state tax on sales, use, and other transactions for investigative services provided by a small private investigative agency; authorizing the Department of Revenue to adopt emergency rules to implement the act; providing effective dates.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 823 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education & Employment Committee, Post-Secondary Education & Lifelong Learning Subcommittee and Representative(s) Tuck, Morales—

CS for CS for HB 823—A bill to be entitled An act relating to the Florida Postsecondary Student Assistance Grant Program; amending s. 1009.52, F.S.; expanding eligibility for the Florida Postsecondary Student Assistance Grant Program to certain students accepted at a competency-based, nonprofit virtual postsecondary institution that meets specified criteria; providing that certain students enrolled in an aviation maintenance school that meet specified criteria are eligible for an award regardless of the number of clock hours required by the school's curriculum; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

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

Jeff Takacs, Clerk

By Infrastructure & Tourism Appropriations Subcommittee, Insurance & Banking Subcommittee and Representative(s) Willhite—

CS for CS for HB 837—A bill to be entitled An act relating to the Hurricane Loss Mitigation Program; amending s. 215.559, F.S.; revising the use of certain funds from the Florida Hurricane Catastrophe Fund to include construction of certain facilities; revising the title of a certain annual report; revising provisions to require the Manufactured Housing and Mobile Home Mitigation and Enhancement Program to be operated by Gulf Coast State College; deleting construction related to Citizens Property Insurance Corporation coverage rates; delaying the future repeal of the Hurricane Loss Mitigation Program; directing the transfer of specified powers, duties, functions, records, property, issues, and funds relating to the Manufactured Housing and Mobile Home Mitigation and Enhancement Program from Tallahassee Community College to the Gulf Coast State College; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 873 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Maney—

HB 873—A bill to be entitled An act relating to public records; amending s. 945.10, F.S.; providing an exemption from public records requirements for information or records that identify or could reasonably lead to the identification of any person or entity that participates in an execution; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 893 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Children, Families & Seniors Subcommittee and Representative(s) Melo, Silvers—

CS for CS for HB 893—A bill to be entitled An act relating to child welfare placements; amending s. 39.407, F.S.; authorizing the Department of Children and Families, under certain circumstances, to place children in its custody in therapeutic group homes for residential mental health treatment without prior court approval; revising definitions; defining the term "therapeutic group home"; providing that the department, rather than the Agency for Health Care Administration, shall appoint qualified evaluators to conduct suitability assessments of certain children in the department's custody; specifying qualifications for evaluators conducting suitability assessments for certain placements; revising requirements for suitability assessments; specifying when the department must provide a copy of the assessment to the guardian ad litem and the court; removing the department's and the agency's rulemaking authority; reordering and amending s. 409.166, F.S.; revising the definition of the term "special needs child"; amending ss. 63.207, 258.0142, 409.1664, and 414.045, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 895 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) McFarland—

HB 895—A bill to be entitled An act relating to Lakewood Ranch Stewardship District, Manatee and Sarasota Counties; amending ch. 2005-338, Laws of Florida, as amended; revising the boundaries of the district; requiring a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 899 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education & Employment Committee and Representative(s) Hunschofsky—

CS for HB 899—A bill to be entitled An act relating to mental health of students; amending s. 394.463, F.S.; revising data the Department of Children and Families is required to analyze when creating its annual report on the initiation of certain involuntary examinations; amending s. 1002.33, F.S.; requiring charter schools to be in compliance with laws relating to reporting involuntary examinations; conforming cross-references; amending s. 1006.07, F.S.; requiring district school boards to designate a mental health coordinator; providing requirements and duties for mental health coordinators; requiring the Department of Education, by a specified date, to share with the Department of Children and Families data received from school districts relating to involuntary examinations; amending s. 1011.62, F.S.; revising requirements for plans relating to mental health assistance allocations; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

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

Jeff Takacs, Clerk

By Judiciary Committee and Representative(s) Fetterhoff, Beltran, Caruso, Driskell, Eskamani, Gottlieb, Learned, Silvers, Toledo, Valdés, Woodson—

CS for HB 905—A bill to be entitled An act relating to protective injunctions; amending s. 741.30, F.S.; deleting an obsolete date; specifying a timeframe in which the clerk of the court must transmit specified documents relating to an injunction for protection against domestic violence to the appropriate local sheriff or law enforcement agency; providing for the electronic transmission of certain documents rather than by facsimile; providing that electronically submitted copies of injunctions must be served in the same manner as certified copies; making conforming and technical changes; amending ss. 784.046 and 784.0485, F.S.; specifying a timeframe in which the clerk of the court must transmit specified documents relating to injunctions for protection against repeat violence, sexual violence, or dating violence and against stalking, respectively, to the appropriate local sheriff or law enforcement agency; providing for the electronic transmission of certain documents rather than by facsimile; providing that electronically submitted copies of injunctions must be served in the same manner as certified copies; making conforming and technical changes; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 915 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Tourism, Infrastructure & Energy Subcommittee and Representative(s) Melo, Bell—

CS for CS for HB 915—A bill to be entitled An act relating to commercial motor vehicle registration; amending s. 320.06, F.S.; providing for future expiration of a provision relating to vehicles with apportioned registrations; providing, beginning on a specified date, license plate and cab card requirements for vehicles registered in accordance with the International Registration Plan; specifying the fee for an original or renewal cab card and the trust fund where the fee is deposited; providing for the replacement at no charge of damaged or worn license plates; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 921 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Public Integrity & Elections Committee and Representative(s) Drake—

CS for CS for HB 921—A bill to be entitled An act relating to campaign financing; amending s. 106.08, F.S.; removing a limitation on contributions made to political committees that are in opposition to certain constitutional amendments; providing applicability of a limitation on certain political contributions; providing a definition; providing that a foreign national may not make or offer to make certain contributions or expenditures; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 929 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Silvers—

HB 929—A bill to be entitled An act relating to the City of West Palm Beach, Palm Beach County; amending ch. 24981 (1947), Laws of Florida, as amended; revising the definition of the term "salary"; providing that the definition does not include certain persons in a collective bargaining agreement; providing for retroactive restoration of the benefit accrual rate to 3 percent for all years of a member's service within a specified time period; conforming a provision to changes made by the act; providing that eligible members receive a lump-sum payment for accumulated leave payable upon retirement; providing exceptions; providing a directive to the Division of Law Revision; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 963 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Appropriations Committee, Health Care Appropriations Subcommittee and Representative(s) Hunschofsky—

CS for CS for HB 963—A bill to be entitled An act relating to funding for sheriffs; amending s. 30.49, F.S.; authorizing a sheriff to transfer funds between specified categories and code levels after his or her budget is approved; amending s. 39.3065, F.S.; authorizing sheriffs who provide child protective investigative services to carry forward a certain percentage of unexpended state funds each fiscal year; requiring certain funds to be returned to the Department of Children and Families; prohibiting funds carried forward from being used in certain ways; requiring that certain expenditures be reported to the department; requiring certain funds to be returned to the department; amending s. 129.06, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 967 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Agriculture & Natural Resources Appropriations Subcommittee, Environment, Agriculture & Flooding Subcommittee and Representative(s) Truenow, Rizo—

CS for CS for CS for HB 967—A bill to be entitled An act relating to golf course best management practices certification; creating s. 403.9339, F.S.; directing the turfgrass science program at the University of Florida Institute of Food and Agricultural Sciences, in coordination and cooperation with the Department of Environmental Protection, to administer a certification for golf course best management practices and provide and approve certification training and testing programs; providing certification and recertification requirements; providing that such certification exempts persons from certain local training and local ordinance regulations; providing requirements for such persons; providing an exception; providing construction; authorizing the turfgrass science program to share certification information with local and state governmental entities; encouraging the turfgrass science program to create an online certification registry; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 995 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Local Administration & Veterans Affairs Subcommittee and Representative(s) Hage—

CS for HB 995—A bill to be entitled An act relating to Sumter County; creating The Villages Independent Fire Control and Rescue District; providing a short title; creating the district and providing boundaries; providing purposes; providing for a district board of commissioners and membership, officers, and meetings thereof; providing powers and duties of the district and board; providing for appointment and terms of office for the board members; providing for modification of district boundaries; providing for amendment of the charter by special act of the Legislature; providing severability; requiring a referendum; providing effective dates.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1023 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee and Representative(s) Fabricio—

CS for HB 1023—A bill to be entitled An act relating to insolvent insurers; amending s. 627.072, F.S.; providing required factors to be used in the determination and fixing of rates for premiums paid to insolvent insurers for specified coverages; amending s. 631.57, F.S.; authorizing insurers to elect not to recoup advance assessments paid to the Florida Insurance Guaranty Association, Incorporated; providing calculations of insurers' assets under specified circumstances; revising provisions relating to payments of assessments and insurers' reconciliation reports to the association; requiring insurers to pay assessments to the association, rather than to collect such assessments; specifying the payments that certain insurers must make to the association; requiring insurers to treat insureds' failure to pay surcharges, rather than recoupment charges, as failure to pay premiums; revising construction; providing that insurers are liable for surcharges and are not liable for uncollectible surcharges, rather than emergency assessments; deleting a requirement that insurers treat insureds' failure to pay emergency assessments as failure to pay premiums; amending s. 631.914, F.S.; revising provisions relating to insurers' collection of surcharges and payments of assessments to the Florida Workers' Compensation Insurance Guaranty Association, Incorporated; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1047 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Local Administration & Veterans Affairs Subcommittee and Representative(s) Gregory—

CS for HB 1047—A bill to be entitled An act relating to the Cedar Hammock Fire Control District, Manatee County; amending chapter 2000-391, Laws of Florida, as amended; revising boundaries; providing for expansion of the district; authorizing the district to provide fire control and emergency medical services, levy and collect taxes, assessments, and fees, and administer fire rescue programs and services within the district's expanded boundaries; requiring a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1049, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Local Administration & Veterans Affairs Subcommittee and Representative(s) Gregory—

CS for HB 1049—A bill to be entitled An act relating to Trailer Estates Fire Control District, Manatee County; repealing ch. 2005-350, Laws of Florida; abolishing the district; transferring assets of the district; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1103 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Gregory—

HB 1103—A bill to be entitled An act relating to the North River Ranch Improvement Stewardship District, Manatee County; amending ch. 2020-191, Laws of Florida; revising boundaries of the district; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1161 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Robinson, W.—

HB 1161—A bill to be entitled An act relating to Manatee County; creating the Northlake Stewardship District; providing a short title, legislative findings and intent, and definitions; establishing compliance with minimum requirements in s. 189.031(3), F.S., for creation of an independent special district; providing for creation and establishment of the district; establishing the legal boundaries of the district; providing for the jurisdiction and charter of the district; providing for a governing board; providing for membership, election, and terms of office; providing for meetings; providing administrative duties of the board; providing a method for transition of the board from landowner control to control by the resident electors of the district; providing for a district manager and district personnel; providing for a district treasurer, selection of a public depository, and district budgets and financial reports; providing for the general powers of the district; providing for the special powers of the district to plan, finance, and provide community infrastructure and services within the district; providing for bonds; providing for borrowing; providing for future ad valorem taxation; providing for special assessments; providing for issuance of certificates of indebtedness; providing for tax liens; providing for competitive procurement; providing for fees and charges; providing for amending the charter; providing for required notices to purchasers of residential units within the district; providing for merger; providing for construction; providing severability; providing for a referendum; providing effective dates.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1199 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Appropriations Committee, Early Learning & Elementary Education Subcommittee, PreK-12 Appropriations Subcommittee and Representative(s) Grall, Nixon, Williams, Woodson—

CS for CS for CS for HB 1199—A bill to be entitled An act relating to funding for the school readiness program; amending s. 1002.81, F.S.; conforming a cross-reference to changes made by the act; amending s. 1002.82, F.S.; requiring the Department of Education to establish procedures for the annual calculation of the prevailing market rate and the annual collection of certain data; conforming cross-references to changes made by the act; amending s. 1002.84, F.S.; establishing the distribution methodology that early learning coalitions must use to distribute school readiness program funds to eligible providers; providing requirements for early learning coalitions; amending s. 1002.85, F.S.; revising the requirements for the school readiness program plan submitted to the department by early learning coalitions; amending s. 1002.87, F.S.; conforming a cross-reference to changes made by the act; amending s. 1002.89, F.S.; providing for the determination of school readiness program funding for early learning coalitions; providing requirements for such funding calculations; amending s. 1002.895, F.S.; providing for the determination of the market rate schedule; requiring the department to establish procedures for the annual collection of specified data; requiring the department to provide certain data to the Early Learning Programs Estimating Conference; creating s. 1002.90, F.S.; requiring the principals of the conference to annually develop official cost-of-care information; providing requirements for conference principals; requiring the department to provide conference principals with specified data; requiring the conference to annually provide the official cost-of-care information to the Legislature by a specified date; amending s. 1002.92, F.S.; requiring certain child care facilities to annually provide specified data to the statewide child care and resource and referral network; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1209 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Professions & Public Health Subcommittee and Representative(s) Tuck, Fernandez-Barquin, Rizo, Roach—

CS for HB 1209—A bill to be entitled An act relating to administration of vaccines; amending s. 465.014, F.S.; authorizing registered pharmacy technicians to administer specified vaccines under certain circumstances; providing requirements for registration renewal; amending s. 465.189, F.S.; authorizing certified pharmacists to administer specified vaccines under certain circumstances; revising the immunizations or vaccines that certified pharmacists, registered interns, and registered pharmacy technicians may administer; revising and providing continuing education requirements for registered pharmacy technicians; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1249 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Children, Families & Seniors Subcommittee and Representative(s) Persons-Mulicka, Salzman—

CS for HB 1249—A bill to be entitled An act relating to treatment of defendants adjudicated incompetent to stand trial; amending s. 916.106, F.S.; revising the definition of the term "forensic facility"; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1317 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Tant, Eskamani, Hunschofsky, Learned, Maney, Morales, Rizo, Robinson, F., Woodson—

HB 1317—A bill to be entitled An act relating to individual education plans; amending s. 1003.5716, F.S.; requiring individual education plans for certain students to contain information and instruction on the legal rights and responsibilities that transfer to students at the age of 18; requiring such information to include ways in which a student may provide informed consent to allow his or her parent to continue to participate in his or her educational decisions; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1427 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Local Administration & Veterans Affairs Subcommittee and Representative(s) McClure—

CS for HB 1427—A bill to be entitled An act relating to the Hillsborough County Aviation Authority; codifying, reenacting, and amending the Authority's special acts; revising definitions; providing that independent special districts operate to serve a public purpose; providing that operation of public airports serve a governmental, municipal, or public purpose or function and are essential to the safety, security, and welfare of the people within the county; providing for advertisement as provided by law; providing the ability to employ or contract with lobbyists; providing for electronic execution of instruments; authorizing the lease of equipment, support, and services; providing for imposition of certain fees; authorizing application for and the holding of trademarks and service marks, the solicitation of air carriers, and permitting receiving and providing sponsorships; providing ability to self-insure, enter into risk management programs, or purchase liability insurance; revising the list of governmental entities that the Authority can enter into interlocal agreements with and removing maximum duration on such interlocal agreements; providing requirements for award of contracts and when such requirements do not apply; providing for recodification; repealing chapters 2012-234 and 2014-250, Laws of Florida, relating to the Authority; providing severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1429 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) McClain—

HB 1429—A bill to be entitled An act relating to City of Ocala, Marion County; creating and designating boundaries of an entertainment event zone within the downtown area of the city; providing an exception to general law; requiring the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to issue a special permit to bona fide licensed vendors operating within the entertainment event zone for the sale of alcoholic beverages for consumption off the licensed premises and on public rights-of-way and public park property during city-approved special events; requiring adoption of a resolution approving such special events by the Ocala City Council during an advertised public hearing; providing that special permits are in addition to certain other authorized temporary permits; requiring bona fide licensed vendors to comply with all other statutory requirements; providing an exemption from general law; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1435 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee and Representative(s) Leek—

CS for HB 1435—A bill to be entitled An act relating to code and traffic enforcement; creating s. 316.1891, F.S.; providing definitions; authorizing a sheriff or chief administrative officer of a county or municipality to designate a special event zone under certain circumstances on a roadway, street, or highway; providing requirements for a special event zone; providing enhanced penalties for a person who commits a noncriminal traffic infraction in a special event zone; authorizing a law enforcement officer to impound the motor vehicle of a person who commits a noncriminal traffic infraction or a criminal traffic violation in a special event zone; limiting the term of such impoundment; requiring that the motor vehicle be immediately released upon payment of impoundment costs and fees; specifying persons who must pay the costs and fees for the impoundment; providing applicability; authorizing a sheriff or chief administrative officer to grant certain temporary authority to a law enforcement officer in a special event zone; providing for recovery of costs and fees associated with designating and enforcing a special event zone; amending s. 316.3045, F.S.; revising the types of soundmaking devices or instruments subject to the prohibition against operating or amplifying sound from within a motor vehicle; applying such prohibition to sound emanating from a motor vehicle; prohibiting such operation or amplification in areas adjoining private residences; revising exemptions; providing construction; providing a penalty; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1469, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Grieco, Alexander, Aloupis, Altman, Andrade, Arrington, Avila, Barnaby, Bartleman, Bell, Beltran, Benjamin, Borrero, Botana, Brannan, Brown, Buchanan, Burton, Busatta Cabrera, Bush, Byrd, Campbell, Caruso, Casello, Chambliss, Chaney, Clemons, Daley, Davis, Diamond, DiCeglie, Drake, Driskell, Duggan, Duran, Eskamani, Fabricio, Fernandez-Barquin, Fetterhoff, Fine, Fischer, Garrison, Geller, Gialombardo, Goff-Marcil, Gottlieb, Grall, Gregory, Hage, Harding, Hart, Hawkins, Hinson, Hunschofsky, Ingoglia, Jenne, Joseph, Killebrew, Koster, LaMarca, Latvala, Learned, Leek, Maggard, Maney, Mariano, Massullo, McClain, McClure, McCurdy, McFarland, Melo, Mooney, Morales, Nixon, Omphroy, Overdorf, Payne, Perez, Persons-Mulicka, Plakon, Rayner, Renner, Rizo, Roach, Robinson, F., Robinson, W., Rodriguez, Rommel, Roth, Sabatini, Salzman, Shoaf, Silvers, Sirois, Skidmore, Slosberg-King, Smith, C., Smith, D., Snyder,

Sprowls, Tant, Thompson, Toledo, Tomkow, Trabulsy, Truenow, Trumbull, Tuck, Valdés, Willhite, Williams, Williamson, Woodson, Yarborough, Zika—

HB 1469—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1493 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Local Administration & Veterans Affairs Subcommittee and Representative(s) Clemons—

CS for HB 1493—A bill to be entitled An act relating to Alachua County; amending the Alachua County Home Rule Charter to require the election of county commissioners in single-member districts; providing for a referendum; providing effective dates.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1495 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Local Administration & Veterans Affairs Subcommittee and Representative(s) Melo—

CS for HB 1495—A bill to be entitled An act relating to the Imnokalee Water and Sewer District, Collier County; codifying, amending, reenacting, and repealing special acts relating to the district; repealing chs. 98-495, 2005-298, 2015-205, and 2021-263, Laws of Florida; codifying, amending, repealing, and reenacting special acts relating to the district; providing purpose and construction; providing severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1499 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Local Administration & Veterans Affairs Subcommittee and Representative(s) Mooney, Maney—

CS for HB 1499—A bill to be entitled An act relating to City of Key West, Monroe County; authorizing a certain number and type of affordable housing units to be constructed for certain public sector governmental and essential services personnel under certain circumstances; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1505 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Appropriations Committee, Health & Human Services Committee, Education & Employment Committee and Representative(s) Trabulsky, Chaney—

CS for CS for CS for HB 1505—A bill to be entitled An act relating to background screenings; amending s. 435.02, F.S.; providing definitions; amending s. 435.04, F.S.; removing obsolete language; amending s. 435.12, F.S.; authorizing criminal history results to be provided to and shared between certain parties; providing that existing retention provisions apply to persons included in the Care Provider Background Screening Clearinghouse; removing obsolete language; requiring certain entities to register with and use the clearinghouse; requiring affiliation status to be reported; requiring certain employees submit to rescreening on a specified schedule; amending s. 943.0438, F.S.; revising the circumstances in which a referee must be screened; requiring certain athletic coaches to receive level 2 background screenings; requiring specified entities to participate in a certain criminal history system; amending s. 943.05, F.S.; revising duties of the Criminal Justice Information Program; requiring the Criminal Justice Information Program to develop a certain method for identifying individuals; amending s. 943.0542, F.S.; requiring specified entities initiate criminal history checks through the department or clearinghouse; providing a start date for checks through the clearinghouse; authorizing the Agency for Health Care Administration to change the start date; requiring the Department of Law Enforcement to audit certain entities; requiring certain fingerprints be entered into the clearinghouse; requiring certain entities and the clearinghouse comply with a specified laws; authorizing the clearinghouse to take certain actions; amending ss. 943.0585 and 943.059, F.S.; prohibiting certain persons from denying criminal history records that have been expunged or sealed; amending s. 1002.421, F.S.; revising background screening requirements for certain private schools; amending s. 1012.315, F.S.; revising screening requirements for specified individuals; providing applicability; amending s. 1012.32, F.S.; revising the procedure for background screenings; deleting the right to appeal certain terminations; revising provisions specifying financial responsibility and reimbursement for background screenings; amending s. 1012.465, F.S.; conforming provisions to changes made by the act; amending s. 1012.467, F.S.; repealing certain reciprocity provisions on a specified date; amending s. 1012.56, F.S.; prohibiting certain persons from having specified responsibilities before the results of a background screening are available; requiring certain provisions of the act be implemented by a certain date; providing an exception; providing appropriations and authorizing positions; providing effective dates.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1565 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee and Representative(s) McFarland—

CS for HB 1565—A bill to be entitled An act relating to public records; amending s. 501.173, F.S.; providing an exemption from public records requirements for information relating to investigations by the Department of Legal Affairs and law enforcement agencies of certain data privacy violations; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committee on Judiciary.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1571 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Criminal Justice & Public Safety Subcommittee and Representative(s) Maggard, Beltran, Massullo, Roach—

CS for HB 1571—A bill to be entitled An act relating to residential picketing; creating s. 810.15, F.S.; defining the term "dwelling"; prohibiting a person from picketing or protesting before or about the dwelling of a person with specified intent; providing criminal penalties; requiring a specified warning before arrest for a violation; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1577 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Children, Families & Seniors Subcommittee and Representative(s) Woodson, Arrington, Bartleman, Busatta Cabrera, Eskamani, Fetterhoff, Gottlieb, Hart, Hunschofsky, Jenne, McFarland, Nixon, Rayner, Roach, Robinson, F., Slosberg-King, Valdés, Williams—

CS for CS for HB 1577—A bill to be entitled An act relating to homeless youth; amending s. 382.0255, F.S.; requiring the Department of Health to waive fees for certified copies of birth certificates issued to certain unaccompanied homeless youth and young adults; amending s. 409.1452, F.S.; requiring the Department of Children and Families to collaborate with specified entities for a certain purpose; requiring liaisons and coaching services to provide specified assistance for certain students at certain school district programs, Florida College System institutions, or state universities; providing requirements for such liaisons; requiring a liaison's contact information to be used in certain ways; requiring certain school district programs, Florida College System institutions, and state universities to maintain certain documentation; requiring certain entities to report certain information annually to the department; conforming provisions to changes made by the act; deleting obsolete language; amending s. 409.1454, F.S.; revising legislative findings; revising eligibility and requirements for a certain driver education, licensure, and insurance program to include certain unaccompanied homeless youth; revising program operation and administration requirements; amending s. 743.067, F.S.; revising the definition of the term "unaccompanied homeless youth"; specifying certification criteria for unaccompanied homeless youth; authorizing certain unaccompanied homeless youth to use a specified form to receive birth certificates; authorizing health care providers to accept such form for certain purposes; authorizing certain unaccompanied homeless youth to consent to specified medical and other care; amending s. 1001.42, F.S.; requiring district school boards to provide cards that contain specified information to certain unaccompanied homeless youth; specifying requirements for the card; amending s. 1003.01, F.S.; revising the definition of the term "children and youths who are experiencing homelessness"; defining the term "certified unaccompanied homeless youth"; amending s. 1009.25, F.S.; revising the standards certain students must meet to be eligible for certain fee exemptions; providing for the adequacy of certain documentation; providing a presumption; providing a way to overcome such presumption; requiring the Office of Program Policy Analysis and Government Accountability to conduct a specified study; specifying the scope of the study; requiring the study to include specified recommendations; requiring the office to consult with specified entities; requiring the office to submit a report on the study to the Legislature by a specified date; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 1581 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Drake, Fischer—

HB 1581—A bill to be entitled An act relating to Jackson County Sheriff's Office; repealing ch. 2008-296, Laws of Florida, relating to the permanent status for certain employees of the Office of the Sheriff; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1583 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Local Administration & Veterans Affairs Subcommittee and Representative(s) Salzman—

CS for HB 1583—A bill to be entitled An act relating to Emerald Coast Utilities Authority, Escambia County; amending ch. 2001-324, Laws of Florida; providing requirements for filling vacancies on the Emerald Coast Utilities Authority; prohibiting certain members from reelection under certain circumstances; revising personnel guidelines; removing a personnel appeals board; revising the personnel appeals process and procedure; revising the qualifications for the executive director; removing the exclusion of certain personnel from civil service protections; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed HB 6011 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Roach, Beltran, Benjamin, Caruso, Eskamani, Grieco, Hawkins, Killebrew, Nixon, Roth, Slosberg-King, Trabulsy, Woodson—

HB 6011—A bill to be entitled An act relating to recovery of damages in claims for medical negligence; amending s. 768.21, F.S.; authorizing parents of an adult child to recover damages for mental pain and suffering in a medical negligence suit; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7029 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Criminal Justice & Public Safety Subcommittee and Representative(s) Brannan, Chambliss, Garrison—

CS for HB 7029—A bill to be entitled An act relating to time limitations for preadjudicatory juvenile detention care; amending s. 985.24, F.S.; authorizing a court to order a child on supervised release detention care to comply with specified conditions; authorizing a dependent child with an allegation of delinquency to be placed in secure detention care; amending s. 985.26, F.S.; authorizing a court to place a child on supervised release detention care for any time period; providing an exception; specifying the time period for which a court may order a child to be held in secure detention care under certain circumstances; authorizing a court to extend the time period for secure detention care under certain circumstances; requiring a court to make specified findings; requiring a court to conduct a hearing to determine the continued need for secure detention care in certain circumstances; revising time lim-

itations resulting from a continuance; removing provisions relating to supervised release detention care and its exclusion from specified time limitations; authorizing specified entities to conduct electronic monitoring; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7049 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Judiciary Committee and Representative(s) Grall, Fine, Fischer—

CS for HB 7049—A bill to be entitled An act relating to legal notices; amending s. 50.011, F.S.; revising the requirements for newspapers publishing legal notices; deleting an option for publication on a newspaper's website; providing for the publication of legal notices on certain publicly accessible websites; amending ss. 50.021, 50.0211, and 50.031, F.S.; conforming provisions to changes made by the act; creating s. 50.0311, F.S.; providing definitions; authorizing a governmental agency to publish legal notices on a publicly accessible website under certain circumstances; providing criteria for website publication; authorizing a governmental agency with a certain percentage of its population located within a county meeting a certain population threshold to use a publicly accessible website to publish legally required advertisements and public notices only if certain requirements are met; requiring a governmental agency to provide specified notice to certain residents and property owners relating to alternative methods of receiving legal notices; authorizing a governmental agency to publish certain public notices and advertisements on its governmental access channels; providing a requirement for public bid advertisements made by governmental agencies on publicly accessible websites; amending s. 50.051, F.S.; revising a form for affidavits of publication; amending s. 50.061, F.S.; correcting a cross-reference; amending s. 50.0711, F.S.; revising provisions relating to the use of court docket funds; amending ss. 11.02, 45.031, 90.902, 120.81, 121.055, 162.12, 189.015, 190.005, 200.065, 348.0308, 348.635, 348.7605, 849.38, and 932.704, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7053 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Environment, Agriculture & Flooding Subcommittee and Representative(s) Busatta Cabrera, Stevenson—

CS for HB 7053—A bill to be entitled An act relating to statewide flooding and sea level rise resilience; creating s. 14.2031, F.S.; establishing the Statewide Office of Resilience within the Executive Office of the Governor; providing for the appointment of a Chief Resilience Officer; specifying the duties of the Chief Resilience Officer; authorizing and requiring certain entities to assist the Chief Resilience Officer; requiring the Department of Environmental Protection, in consultation with the Chief Resilience Officer, to submit a report on flood resilience and mitigation efforts to the Governor and Legislature by a specified date; providing report requirements; creating s. 339.157, F.S.; requiring the Department of Transportation to develop a resilience action plan based on certain criteria for the State Highway System; providing the goals and required components of the plan; requiring the department to submit the plan and plan status reports to the Governor and the Legislature by specified dates; amending s. 380.093, F.S.; providing definitions; revising the projects the Department of Environmental Protection may fund within the Resilient Florida Grant Program; revising vulnerability assessment requirements for noncoastal communities; extending the dates by which the department must complete a comprehensive statewide flood vulnerability and sea level rise data set and assessment; requiring the data set to be developed in coordination with

the Florida Flood Hub for Applied Research and Innovation; requiring eligible projects submitted to the department to be ranked and included in the Statewide Flood and Sea Level Rise Resilience Plan; revising the entities authorized to submit proposed projects by specified dates; revising the annual amount of proposed funding for the plan; amending s. 380.0933, F.S.; requiring the Florida Flood Hub for Applied Research and Innovation to provide tidal and storm surge flooding data to counties and municipalities for vulnerability assessments; amending s. 472.0366, F.S.; revising the requirements for copies of evaluation certificates that must be submitted to the Division of Emergency Management; revising requirements for the elevation certificates; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7071, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Appropriations Committee, Ways & Means Committee and Representative(s) Payne, Brown, Overdorf, Woodson—

CS for HB 7071—A bill to be entitled An act relating to taxation; creating s. 193.4613, F.S.; defining terms; providing for the assessment of land used in the production of aquaculture to be based solely on its agricultural use; providing assessment methodology; requiring property to be assessed for a certain period of time using a specified assessment methodology; authorizing the property appraiser to require audited financial statements; providing applicability; amending s. 194.032, F.S.; revising provisions to conform to changes made by the act; amending s. 196.173, F.S.; revising the military operations that qualify certain servicemembers for an additional ad valorem tax exemption; providing applicability; revising the deadlines for applying for additional ad valorem tax exemptions for certain servicemembers for a specified tax year; authorizing a property appraiser to grant a tax exemption for an untimely filed application if certain conditions are met; providing procedures for an applicant to file a petition with the value adjustment board if an application is denied; providing applicability; amending s. 196.1978, F.S.; revising the events which initiate the 15-year period for certain property to qualify for the affordable housing ad valorem tax exemption; providing applicability; amending s. 196.202, F.S.; increasing the property tax exemption for residents who are widows, widowers, blind persons, or totally and permanently disabled persons; providing applicability; creating s. 197.319, F.S.; defining terms; specifying conditions under which persons whose residential improvements are rendered uninhabitable may receive a refund of taxes originally levied and paid; specifying a formula for determining the amount of the tax refund; providing directives to property appraisers in issuing written statements to the tax collector when granting refunds; providing directives to tax collectors in calculating damage differentials and processing refunds; providing a mechanism for persons to file late applications for a refund of taxes; requiring tax collectors to provide specified information to the Department of Revenue and the governing boards of each affected local government annually; providing applicability; creating s. 197.3195, F.S.; defining the term "residential improvement"; providing for an abatement of ad valorem taxes and non-ad valorem assessments for certain residential improvements destroyed due to a sudden and unforeseen collapse; requiring property appraisers to provide specified statements to tax collectors; providing that owners of parcels meeting certain requirements are not required to remit payments; prohibiting property appraisers and tax collectors from issuing specified notices for parcels meeting certain requirements; requiring property appraisers to notify taxpayers of the abatement of taxes and non-ad valorem assessments under certain circumstances; requiring value adjustment boards to dismiss petitions under certain circumstances; specifying requirements for determining the assessed value of certain new homesteads; providing for a refund of taxes for parcels meeting certain requirements under certain circumstances; providing applicability; providing for future repeal; providing for retroactive application; amending 201.25, F.S.; exempting certain federal loans from documentary stamp taxes; amending s. 212.04, F.S.; exempting certain soccer matches held as part of a FIFA World Cup from the sales taxes on admissions; exempting certain Formula One Grand Prix race admis-

sions from the sales tax on admissions; amending s. 212.05, F.S.; specifying the sales tax rate on new mobile homes; defining the term "new mobile home"; amending s. 212.08, F.S.; exempting from sales and use tax the sale of certain machinery and equipment that produce electric or steam energy from burning hydrogen; revising the total amount of community contribution tax credits which may be granted; defining the terms "green hydrogen" and "primarily used"; exempting from sales and use tax certain machinery and equipment involving green hydrogen, certain types of ammonia, and certain electrochemical reactions of green hydrogen and oxygen; providing guidelines for purchasers to use in obtaining an exemption; providing penalties; authorizing the department to adopt rules; amending s. 213.053, F.S.; authorizing the Department of Revenue to make certain information available to the Department of Transportation to administer the credit for qualified railroad reconstruction or replacement expenditures; amending s. 220.02, F.S.; specifying the method for applying certain railroad reconstruction or replacement expenditure credits against the corporate income tax or franchise tax; amending s. 220.03, F.S.; adopting the Internal Revenue Code in effect on January 1, 2022; providing an effective date; providing for retroactive operation; amending s. 220.13, F.S.; revising the definition of the term "adjusted federal income" to adjust for certain railroad reconstruction or replacement expenditure credits; amending s. 220.183, F.S.; revising the total amount of community contribution tax credits which may be granted; amending s. 220.1876, F.S.; revising backward by 1 year the taxable years for which the New Worlds Reading Initiative credits are authorized; amending s. 220.1877, F.S.; revising backward by 1 year the taxable years for which credits for contributions to eligible charitable organizations are authorized; creating s. 220.1915, F.S.; defining terms related to expenditures for railroad reconstruction and replacement; providing a specified tax credit for qualifying railroads against the corporate income tax if specified criteria are met; providing procedures for receiving such tax credit; authorizing the carryforward of such tax credit; authorizing the department to adopt rules; amending s. 402.62, F.S.; increasing the Strong Families tax credit cap; amending s. 624.5105, F.S.; revising the total amount of community contribution tax credits which may be granted; amending s. 624.51056, F.S.; revising backward by 1 year the taxable years for which the New Worlds Reading Initiative tax credits are authorized; amending s. 624.51057, F.S.; revising backward by 1 year the taxable years for which Strong Families tax credits for contributions to eligible charitable organizations are authorized; amending s. 1003.485, F.S.; increasing the allowable carryforward of unused eligible contributions from one state fiscal year to the next for the New Worlds Reading Initiative; providing legislative intent; providing for a retroactive refund of certain taxes paid; specifying the treatment of specified contributions under the Strong Families tax credit program and the New Worlds Reading Initiative tax credit program for a specified year; providing directives for receiving a refund of previously paid taxes; prohibiting such refund from exceeding a specified amount; providing a carryforward period; prohibiting refund payments after a specified date; authorizing the department to adopt emergency rules related to the Strong Families tax credit program and the New Worlds Reading Initiative tax credit program; providing for retroactive operation; exempting from sales and use tax the retail sale of certain clothing, wallets, bags, school supplies, learning aids and jigsaw puzzles, and personal computers and personal computer-related accessories during a specified timeframe; defining terms; specifying locations where the tax exemptions do not apply; authorizing certain dealers to opt out of participating in the tax holiday, subject to certain requirements; authorizing the department to adopt emergency rules; exempting from sales and use tax specified disaster preparedness supplies during a specified timeframe; defining terms; specifying locations where the tax exemptions do not apply; authorizing the department to adopt emergency rules; exempting from sales and use tax admissions to certain events, performances, and facilities during specified timeframes, certain season tickets, and the retail sale of certain boating and water activity, camping, fishing, general outdoor, and residential pool supplies and sporting equipment during specified timeframes; defining terms; specifying locations where the exemptions do not apply; authorizing the department to adopt emergency rules; exempting from the sales and use tax the retail sale of tools used by skilled trade workers during a specified timeframe; authorizing the department to adopt emergency rules; exempting from sales and use tax the retail sale of children's books during a specified timeframe; defining terms; authorizing the department to adopt emergency rules; exempting from sales and use tax the retail sale of new ENERGY STAR appliances during a specified timeframe; defining a term; exempting from

sales and use tax the retail sale of children's diapers during a specified timeframe; exempting from sales and use tax the retail sale of baby and toddler clothing during a specified timeframe; exempting from sales and use tax the retail sale of impact-resistant windows, impact-resistant doors, and impact-resistant garage doors during a specified timeframe; authorizing the department to adopt emergency rules; providing effective dates.

—was referred to the Committee on Appropriations.

RETURNING MESSAGES — FINAL ACTION

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 254.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 1 was corrected and approved.

CO-INTRODUCERS

Senators Perry—SB 1916; Torres—CS for SB 630

ADJOURNMENT

On motion by Senator Passidomo, the Senate adjourned at 9:19 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Thursday, March 3 or upon call of the President.