



# Journal of the Senate

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## CONTENTS

Bills on Special Orders . . . . .	760
Bills on Third Reading . . . . .	760
Call to Order . . . . .	691, 705
Co-Introducers . . . . .	723, 763
Communication . . . . .	705
House Messages, Final Action . . . . .	760
Moment of Silence . . . . .	692
Motions . . . . .	760
Motions Relating to Committee Reference . . . . .	760
Recess . . . . .	704
Remarks . . . . .	703
Resolutions . . . . .	691
Special Guests . . . . .	702, 729
Special Order Calendar . . . . .	692, 705
Special Presentation . . . . .	703, 704
Special Recognition . . . . .	692, 693, 702, 713, 715

## CALL TO ORDER

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

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Polsky
Baxley	Garcia	Powell
Berman	Grall	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Simon
Bradley	Hooper	Stewart
Brodeur	Hutson	Thompson
Broxson	Ingoglia	Torres
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

## PRAYER

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

I would like to begin by expressing gratitude for the opportunity to once again have the great honor to offer words of prayer to start off the day in this consequential chamber—on this final week of session, G-d willing and, for some of you, the final days of serving in the Florida Senate. We thank you for your dedication to our state. A personal thank you and a blessing for continued success to Senate President Passidomo and Minority Leader Book. Your leadership and significant contributions are greatly appreciated. I would also like to express my gratitude and best wishes to the incoming Senate President, Senator Albritton, and the next Minority Leader, my dear friend, Senator Jason Pizzo, who has been my host here for the last few years.

In Jewish tradition, prayer is the recognition that the Almighty created the world and that man’s future lies in his hands. When we pray, we affirm our conviction in his omnipotence. Most importantly, prayer is what brings the Almighty close to us and us close to him. Living with a conscious awareness of G-d enables us to remain true to his will and not stray from his path. It also fills our life with purpose and meaning.

In Jewish tradition, we wear a skullcap or kippah on our head. There is another well known term for the kippah, a yarmulke. The word yarmulke is an amalgam of two Hebrew words yirah and melech which means, loosely translated, awe and trepidation before the King. We keep this over our heads to constantly serve as a reminder of his presence over us. As I look up in this chamber, I see a beautiful dome, a kippah if you will. I pray that it fills this room with a palpable presence of the Almighty Creator and functions as a reminder to revere and respect his will.

The world is very chaotic and uncertain. My community, my brothers and sisters here and in Israel, are living with a dark cloud of fear and hatred. We understand that we are totally reliant on G-d for our safety and security. We implore him that he continues to fill the hearts of our leaders and elected officials with strength and courage for the awesome task that you all have been assigned—to be that vehicle of peace and compassion and a voice of reason in these turbulent times. Amen.

## PLEDGE

Senate Pages, Beau Kimler of Indialantic; George LaComb of Orlando; and Malik Vanderpool of Orlando, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

## ADOPTION OF RESOLUTIONS

At the request of Senator Rouson—

By Senator Rouson—

**SR 1816**—A resolution recognizing April 2024 as “Minority Health Month” in Florida and calling upon all Floridians to get routine cholesterol tests.

WHEREAS, high cholesterol, also called hypercholesterolemia, is the chronic presence of high levels of cholesterol in the blood, which can lead to cardiovascular disease (CVD) and even cardiovascular events like heart attacks and strokes, and

WHEREAS, the Centers for Disease Control and Prevention (CDC) estimates that CVD is the most underappreciated public health crisis of our time, with someone in the United States having a heart attack every 40 seconds despite roughly 80 percent being preventable, and

WHEREAS, although low-density lipoprotein cholesterol (LDL-C), or “bad” cholesterol, is an easily modifiable risk factor for CVD, and lower LDL-C is associated with a reduced risk of heart attack and stroke, more than 80 million American adults have high LDL-C, and

WHEREAS, African-American adults are 30 percent more likely than non-Hispanic white American adults to have high blood pressure, and African-American females are nearly 50 percent more likely to have high blood pressure than non-Hispanic white females, and

WHEREAS, in 2019, African Americans were 30 percent more likely to die from CVD than non-Hispanic white Americans, and

WHEREAS, the AHA indicates that CVD disproportionately impacts minority populations, affecting 52.3 percent of Hispanic-American males and 42.7 percent of Hispanic-American females over the age of 20, and 60.1 percent of African-American males and 58.8 percent of African-American females over the age of 20, and

WHEREAS, the CDC has found that 1 in 3 deaths in the United States are due to CVD, and CVD results in more than \$216 billion in annual health care costs, and

WHEREAS, according to a study published in the *Journal of the American Medical Association*, nearly 60 percent of middle-aged Hispanic-American adults have high cholesterol, yet only half are aware of it, and

WHEREAS, the resources needed to lower the instances of CVD exist, yet 71 percent of hypercholesterolemia patients at high risk of a cardiovascular event never achieve the recommended LDL-C treatment guideline thresholds, and

WHEREAS, the LDL-C Action Summit, a consortium of the nation's leading cardiovascular stakeholder groups, seeks to cut cardiovascular events in half by 2030, and

WHEREAS, the CDC's Million Hearts program seeks to increase access to, and improve the quality of, cardiovascular care to reduce heart disease, stroke, and death, and

WHEREAS, the United States Department of Health and Human Services Office of Minority Health recognizes April as National Minority Health Month, and

WHEREAS, all Floridians are urged to know their LDL-C level, and

WHEREAS, providers are urged to treat all CVD patients in accordance with American College of Cardiology treatment guidelines, and

WHEREAS, the Florida Department of Health is urged to update the state's cardiovascular health plan to improve the quality of cardiovascular care, accelerate measures to achieve improved health outcomes for patients with CVD, and develop campaigns to increase cholesterol tests during the month of April, NOW, THEREFORE,

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

That April 2024 is recognized as "Minority Health Month" in Florida, and all Floridians are called upon to get routine cholesterol tests.

—was introduced, read, and adopted by publication.

At the request of Senator Wright—

By Senator Wright—

**SR 1828**—A resolution recognizing and celebrating the 85th anniversary of the Florida Highway Patrol.

WHEREAS, the Florida Highway Patrol was established in 1939 and placed under the direction of Colonel H. Neil Kirkman within the Department of Public Safety, and

WHEREAS, the Florida Highway Patrol has served the residents of this state for 85 years under the motto "Service, Courtesy, and Protection," and

WHEREAS, the Florida Highway Patrol's first recruit class consisted of 32 graduates, and by the end of its first full year of operation in 1940, its membership had grown to 59 troopers, and

WHEREAS, in that inaugural year, Florida Highway Patrol troopers patrolled more than 1.9 million miles of roadway and investigated 1,000 traffic accidents in this state that, at that time, had fewer than 2 million residents, and

WHEREAS, as of February 2024, a total of 53 state troopers have died in the line of duty since the creation of the Florida Highway Patrol, and

WHEREAS, known as Florida's Finest, the officers of the Florida Highway Patrol tirelessly uphold the motto established by Colonel Kirkman, providing service, courtesy, and protection while ensuring the safety and welfare of Florida's residents and visitors every day on the roadways of this state, NOW, THEREFORE,

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

That the Florida Highway Patrol, within the Department of Highway Safety and Motor Vehicles, is recognized and congratulated on its 85th anniversary, and current, retired, and auxiliary troopers, along with the members of the Florida Highway Patrol Advisory Council, are extended heartfelt gratitude for their invaluable service to the State of Florida.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Colonel Gary L. Howze, director of the Florida Highway Patrol, as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

#### SPECIAL RECOGNITION

Senator Wright recognized Florida Highway Patrol Troopers, Lieutenant Colonel Robert Chandler, Lieutenant Colonel Mark Brown, Chief Jeffery Dixon, Major Jeffery Bissainthe, Major David Bernhardt, and Captain Harold Schweinsberg, who were seated in the gallery in support of SR 1828.

#### MOMENT OF SILENCE

At the request of Senator Harrell, the Senate observed a moment of silence in memory of Dr. Gerold Schiebler, who dedicated his professional career to the healthcare and protection of children, not only in Florida, but to children throughout the country. Dr. Schiebler passed away on March 3, 2024.

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

#### SPECIAL ORDER CALENDAR

**SB 1396**—A bill to be entitled An act relating to security for Jewish day schools and preschools; creating s. 1001.2921, F.S.; subject to and consistent with funds appropriated from the General Appropriations Act, requiring the Department of Education to establish a program to provide funds to full-time Jewish day schools and preschools for specified security purposes; providing authorized uses for specified funds; authorizing the State Board of Education to adopt rules; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1396**, pursuant to Rule 3.11(3), there being no objection, **HB 1109** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Gruters—

**HB 1109**—A bill to be entitled An act relating to security for Jewish day schools and preschools; creating s. 1001.2921, F.S.; subject to and consistent with funds appropriated from the General Appropriations Act, requiring the Department of Education to establish a program to provide funds to full-time Jewish day schools and preschools for specified security purposes; providing authorized uses for such funds; authorizing the State Board of Education to adopt rules to administer this section; providing an effective date.

—a companion measure, was substituted for **SB 1396** and read the second time by title.

On motion by Senator Gruters, by two-thirds vote, **HB 1109** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Berman	Brodeur
Albritton	Book	Broxson
Avila	Boyd	Burgess
Baxley	Bradley	Burton

Calatayud	Hutson	Rodriguez
Collins	Ingoglia	Rouson
Davis	Jones	Simon
DiCeglie	Martin	Stewart
Garcia	Mayfield	Thompson
Grall	Osgood	Torres
Gruters	Perry	Trumbull
Harrell	Polsky	Wright
Hooper	Powell	Yarborough

Nays—None

**CS for SB 1466**—A bill to be entitled An act relating to residential tenancies; amending s. 83.43, F.S.; defining the term “Florida financial institution” for purposes of part II of ch. 83, F.S.; amending ss. 83.491 and 553.895, F.S.; conforming cross-references to changes made by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1466**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1305** was withdrawn from the Committee on Rules.

On motion by Senator Grall—

**CS for HB 1305**—A bill to be entitled An act relating to residential tenancies; amending s. 83.43, F.S.; defining the term “Florida financial institution”; amending ss. 83.49, 83.491, and 553.895, F.S.; conforming provisions and cross-references to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for SB 1466** and read the second time by title.

On motion by Senator Grall, by two-thirds vote, **CS for HB 1305** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Polsky
Baxley	Garcia	Powell
Berman	Grall	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Simon
Bradley	Hooper	Stewart
Brodeur	Hutson	Thompson
Broxson	Ingoglia	Torres
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Nays—None

**SPECIAL RECOGNITION**

Senator Powell recognized his wife, Whitney, and daughter, Chandler, who were present in the gallery.

Consideration of **CS for CS for SB 1474** was deferred.

**CS for CS for SB 1486**—A bill to be entitled An act relating to permanency for children; amending s. 39.01, F.S.; defining the term “visitor”; amending s. 39.0138, F.S.; renaming the “State Automated Child Welfare Information System” as the “Comprehensive Child Welfare Information System”; requiring the Department of Children and Families to conduct a criminal history records check of certain persons; defining the term “emergency placement”; requiring certain persons to

submit their fingerprints to the department or specified entities; requiring the department or entities to submit such fingerprints to the Department of Law Enforcement for state processing within a specified timeframe; requiring the Department of Law Enforcement to forward such fingerprints to the Federal Bureau of Investigation within a specified timeframe; requiring that a child be immediately removed from a home if certain persons fail to provide their fingerprints and are not otherwise exempt from a criminal history records check; creating s. 39.5035, F.S.; authorizing specified persons to initiate a proceeding if both parents of a child are deceased or the last known living parent is deceased and a legal custodian has not been appointed for the child through a probate or guardianship proceeding; providing requirements for filing a petition for adjudication and permanent commitment of a child if the child has been placed in shelter by order of the court and has not been adjudicated; authorizing an attorney to file a petition for adjudication and permanent commitment within a reasonable time after the petitioner becomes aware of certain facts; providing requirements for the petition; requiring the clerk of court to *set the case before the court for an adjudicatory hearing within a specified timeframe*; providing that notice of the adjudicatory hearing and a copy of the petition be served on specified persons; providing for adjudicator hearings; amending s. 39.521, F.S.; conforming provisions to changes made by the act; amending s. 39.522, F.S.; authorizing certain persons to remove a child from a court-ordered placement under certain circumstances; requiring the Department of Children and Families to file a specified motion, and the court to set a hearing, within specified timeframes under certain circumstances; requiring a certain determination by the court to support immediate removal of a child; authorizing the court to base its determination on certain evidence; requiring the court to enter certain orders and conduct certain hearings under certain circumstances; amending s. 39.6221, F.S.; revising a requisite condition for placing a child in a permanent guardianship; amending s. 39.6225, F.S.; revising eligibility for payments under the Guardianship Assistance Program; amending s. 39.801, F.S.; providing that service of process is not necessary under certain circumstances; amending s. 39.812, F.S.; authorizing the court to review the department’s denial of an application to adopt a child; providing requirements for the reviewability of the department’s decision to deny an application to adopt a child; requiring the department to file written notification of its denial with the court and provide copies to certain persons within a specified timeframe; authorizing a denied applicant to file a motion to review such denial within a specified timeframe; providing requirements for the motion to review; providing requirements for a denied applicant’s standing; requiring the court to hold a hearing within a specified timeframe; providing requirements for the hearing; providing for a standard of review; authorizing certain persons to participate in the hearing under certain circumstances; requiring the court to enter an order within a specified timeframe; revising exceptions that authorize the department to remove a child from his or her foster home or custodian; requiring the department or its contracted child-placing agency to conduct certain postadoption duties; conforming provisions to changes made by the act; amending s. 63.032, F.S.; revising a definition; amending s. 63.039, F.S.; requiring licensed adoption entities to report specified information relating to private adoptions to the department on a quarterly basis; authorizing the department to adopt rules; requiring the department to make certain information available in a specified form on its website; amending s. 63.062, F.S.; requiring the department take certain action if the minor has been permanently committed to the department for subsequent adoption; amending s. 63.093, F.S.; requiring the department to contract with one or more child-placing agencies to provide certain adoption services beginning on a specified date; authorizing the department to authorize such agency to subcontract with other entities to provide certain duties; requiring that an adoptive home study be updated every 12 months after the date on which the first study was approved; authorizing the updated placement or licensed home study to serve as the adoption home study if a child was placed before the termination of parental rights; requiring the department to adopt certain rules; requiring the department to submit an annual report to the Governor and Legislature by a specified date; conforming provisions to changes made by the act; amending s. 63.097, F.S.; making technical changes; requiring the court to issue a certain order when the total of certain amounts exceeds those specified; revising the prohibition of a specified fee; requiring an adoption entity to report specified information for each finalized adoption to the department on a quarterly basis beginning on a specified date; requiring the adoption entity to redact certain information concerning the child’s biological parents and the child’s adoptive parents; requiring the department to report on its

website certain information, including the actual fees, costs, and expenses of finalized adoptions, on a quarterly basis; providing construction; requiring the department to adopt rules; amending s. 63.132, F.S.; requiring that a court order approving fees, costs, or expenses that exceed a certain amount include a certain determination; making a technical change; amending s. 63.212, F.S.; providing applicability for the prohibition against the advertisement of the adoption of a minor child except by certain persons; requiring a person who publishes a newspaper, magazine, billboard, or any other written advertisement distributed in this state to include a statement that only specified licensed adoption entities may legally provide adoption services; conforming provisions to changes made by the act; amending s. 409.1451, F.S.; revising the age requirements for receiving postsecondary education services and support; revising requirements for receiving aftercare services; amending s. 409.166, F.S.; revising age requirements for receiving adoption assistance; repealing s. 409.1662, F.S., relating to children within the child welfare system and the adoption incentive program; amending s. 409.1664, F.S.; defining terms; providing certain adoption benefits to health care practitioners, tax collector employees, and law enforcement officers; specifying requirements for such persons to apply for such benefits; increasing the amount of monetary adoption benefits certain persons are eligible to receive; conforming provisions to changes made by the act; amending s. 409.167, F.S.; revising requirements for the statewide adoption exchange and its photo listing component; authorizing only certain persons to access such photo listing component; requiring consultation with children of a certain age during development of their description; conforming provisions to changes made by the act; amending s. 409.988, F.S.; revising the list of children a community-based care lead agency must serve; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1486**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 1083** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Collins—

**CS for CS for CS for HB 1083**—A bill to be entitled An act relating to permanency for children; amending s. 39.01, F.S.; defining the term “visitor”; amending s. 39.0138, F.S.; renaming the “State Automated Child Welfare Information System” as the “Comprehensive Child Welfare Information System”; requiring the Department of Children and Families to conduct a criminal history records check of certain visitors to a home in which a child is placed; defining the term “emergency placement”; requiring the department to conduct a name-based check of criminal history records of certain persons in specified circumstances; requiring certain persons to submit their fingerprints to the department or other specified entities; requiring the department or such entities to submit such fingerprints to the Department of Law Enforcement for state processing within a specified timeframe; requiring the Department of Law Enforcement to forward such fingerprints to the Federal Bureau of Investigation within a specified timeframe; requiring a child to be immediately removed from a home if certain persons fail to provide their fingerprints and are not exempt from a criminal history records check; creating s. 39.5035, F.S.; providing procedures and requirements relating to deceased parents of a dependent child; amending s. 39.522, F.S.; authorizing certain persons to remove a child from a court-ordered placement under certain circumstances; requiring the Department of Children and Families to file a specified motion, and the court to set a hearing, within specified timeframes under certain circumstances; requiring a certain determination by the court to support immediate removal of a child; authorizing the court to base its determination on certain evidence; requiring the court to enter certain orders and conduct certain hearings under certain circumstances; amending s. 39.6221, F.S.; revising a requisite condition for placing a child in a permanent guardianship; amending s. 39.6225, F.S.; revising eligibility for payments under the Guardianship Assistance Program; amending s. 39.801, F.S.; providing that service of process is not necessary under certain circumstances; amending s. 39.812, F.S.; authorizing the court to review the Department of Children and Families’ denial of an application to adopt a child; requiring the department to file written notification of its denial with the court and provide copies to certain persons within a specified timeframe; authorizing a denied applicant to file a motion to review such denial within a specified timeframe; requiring the court to hold a hearing within a specified timeframe; providing standing to certain persons; authorizing certain persons to participate

in the hearing under certain circumstances; requiring the court to enter an order within a specified timeframe; providing an exception to authorize the department to remove a child from his or her foster home or custodian; amending s. 63.062, F.S.; conforming provisions to changes made by the act; amending s. 63.093, F.S.; requiring an adoptive home study to be updated every 12 months after the date on which the first study was approved; requiring the department to adopt certain rules; amending s. 63.097, F.S.; requiring the court to issue a specified order under certain circumstances; prohibiting certain fees; requiring an adoption entity, beginning on a specified date, to quarterly report certain information to the department; requiring certain information to be itemized by certain categories; providing that confidentiality provisions do not apply to certain information; requiring an adoption entity to redact certain confidential identifying information; requiring the department to quarterly report certain information on its website; requiring the department to adopt rules; amending s. 63.132, F.S.; requiring certain orders to contain a written determination of reasonableness; conforming a provision to changes made by the act; amending s. 63.212, F.S.; providing applicability; requiring a specified statement to be included in certain advertisements; amending s. 409.1451, F.S.; revising the age requirements for receiving postsecondary education services and support; amending s. 409.166, F.S.; revising the age requirements for receiving adoption assistance; amending s. 409.1664, F.S.; providing definitions; providing certain adoption benefits to health care practitioners and tax collector employees; specifying methods for such persons to apply for such benefits; increasing the amount of monetary adoption benefits certain persons are eligible to receive; amending s. 409.167, F.S.; providing requirements for the statewide adoption exchange and its photo listing component and description of children placed on such exchange; authorizing only certain persons to access the statewide adoption exchange; authorizing certain children to make certain requests and requiring them to be consulted on certain decisions; conforming provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1486** and read the second time by title.

On motion by Senator Collins, by two-thirds vote, **CS for CS for CS for HB 1083** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Polsky
Baxley	Garcia	Rodriguez
Berman	Grall	Rouson
Book	Gruters	Simon
Boyd	Harrell	Stewart
Bradley	Hooper	Thompson
Brodeur	Hutson	Torres
Broxson	Ingoglia	Trumbull
Burgess	Jones	Wright
Burton	Martin	Yarborough
Calatayud	Mayfield	

Nays—None

**CS for SB 1492**—A bill to be entitled An act relating to employment regulations; creating s. 448.106, F.S.; defining terms; prohibiting a political subdivision from requiring employers to meet or provide heat exposure requirements beyond those required by law; prohibiting a political subdivision from giving preference to or considering or seeking information from an employer in a competitive solicitation based on or relating to an employer’s heat exposure requirements; providing construction; providing applicability; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1492**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 433** was withdrawn from the Committee on Rules.

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

**CS for CS for HB 433**—A bill to be entitled An act relating to employment regulations; amending s. 218.077, F.S.; prohibiting political subdivisions from maintaining a minimum wage other than a state or federal minimum wage; prohibiting political subdivisions from controlling, affecting, or awarding preferences based on the wages or employment benefits of entities doing business with the political subdivision; revising applicability; creating s. 448.077, F.S.; preempting the regulation of the terms and conditions of employment to the state; providing that, unless expressly authorized, an ordinance, an order, a rule, or a policy that exceeds or conflicts with state or federal law relating to a term or condition of employment is void and unenforceable; providing an exception; creating s. 448.106, F.S.; providing definitions; preempting the regulation of heat exposure requirements in the workplace to the state; providing that certain local laws, ordinances, resolutions, regulations, rules, codes, policies, and amendments are void and prohibited; requiring the Department of Commerce to adopt rules relating to workplace heat exposure requirements if the Occupational Safety and Health Administration has not done so by a date certain; providing requirements for such rules; prohibiting local governments from mandating or imposing certain requirements or seeking information from certain persons relating to certain requirements; providing construction and applicability; providing an effective date.

—a companion measure, was substituted for **CS for SB 1492** and read the second time by title.

Senator Trumbull moved the following amendment which was adopted:

**Amendment 1 (846392) (with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. Section 448.106, Florida Statutes, is created to read:

*448.106 Workplace heat exposure requirements.—*

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

*(a) “Competitive solicitation” means an invitation to bid, a request for proposals, or an invitation to negotiate.*

*(b) “Heat exposure requirement” means a standard to control an employee’s exposure to heat or sun, or to otherwise address or moderate the effects of such exposure. The term includes, but is not limited to, standards relating to any of the following:*

- 1. Employee monitoring and protection.*
- 2. Water consumption.*
- 3. Cooling measures.*
- 4. Acclimation and recovery periods or practices.*
- 5. Posting or distributing notices or materials that inform employees how to protect themselves from heat exposure.*
- 6. Implementation and maintenance of heat exposure programs or training.*
- 7. Appropriate first-aid measures or emergency responses related to heat exposure.*
- 8. Protections for employees who report that they have experienced excessive heat exposure.*
- 9. Reporting and recordkeeping requirements.*

*(c) “Political subdivision” means a county, municipality, department, commission, district, board, or other public body, whether corporate or otherwise, created by or under state law.*

*(2)(a) A political subdivision may not establish, mandate, or otherwise require an employer, including an employer contracting to provide goods or services to the political subdivision, to meet or provide heat exposure requirements not otherwise required under state or federal law.*

*(b) A political subdivision may not give preference in a competitive solicitation to an employer based on the employer’s heat exposure requirements and may not consider or seek information relating to the employer’s heat exposure requirements.*

*(3) This section does not limit the authority of a political subdivision to establish or otherwise provide heat exposure requirements not otherwise required under state or federal law for direct employees of the political subdivision.*

*(4) This section does not apply if it is determined that compliance with this section will prevent the distribution of federal funds to a political subdivision or would otherwise be inconsistent with federal requirements pertaining to receiving federal funds, but only to the extent necessary to allow a political subdivision to receive federal funds or to eliminate inconsistency with federal requirements.*

Section 2. This act shall take effect July 1, 2024.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to employment regulations; creating s. 448.106, F.S.; defining terms; prohibiting a political subdivision from requiring employers to meet or provide heat exposure requirements beyond those required by law; prohibiting a political subdivision from giving preference to or considering or seeking information from an employer in a competitive solicitation based on or relating to an employer’s heat exposure requirements; providing construction; providing applicability; providing an effective date.

On motion by Senator Trumbull, by two-thirds vote, **CS for CS for HB 433**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—28

Madam President	Calatayud	Martin
Albritton	Collins	Mayfield
Avila	DiCeglie	Perry
Baxley	Garcia	Rodriguez
Boyd	Grall	Simon
Bradley	Gruters	Trumbull
Brodeur	Harrell	Wright
Broxson	Hooper	Yarborough
Burgess	Hutson	
Burton	Ingoglia	

Nays—11

Berman	Osgood	Stewart
Book	Polsky	Thompson
Davis	Powell	Torres
Jones	Rouson	

**CS for CS for SB 1474**—A bill to be entitled An act relating to chiropractic medicine; amending s. 460.403, F.S.; revising the definition of the term “practice of chiropractic medicine” to include a specified treatment; amending s. 460.406, F.S.; revising education requirements for licensure as a chiropractic physician; creating s. 460.4085, F.S.; requiring the Board of Chiropractic Medicine to establish minimum standards of practice for the performance of dry needling by chiropractic physicians, including specified education and training requirements and restrictions on such practice; authorizing the board to take specified actions at the request of a chiropractic physician; requiring the board to issue a chiropractic physician a letter certifying that he or she is authorized to perform dry needling if the chiropractic physician submits certain documentation to the board; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1474**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1063** was withdrawn from the Committee on Rules.

On motion by Senator Trumbull—

**CS for CS for HB 1063**—A bill to be entitled An act relating to chiropractic medicine; amending s. 460.403, F.S.; revising the definition of the term “practice of chiropractic medicine” to include a specified treatment; amending s. 460.406, F.S.; revising education requirements for licensure as a chiropractic physician; creating s. 460.4085, F.S.; requiring the Board of Chiropractic Medicine to establish minimum standards of practice for the performance of dry needling by chiropractic physicians, including specified education and training requirements and restrictions on such practice; authorizing the board to take specified actions at the request of a chiropractic physician; requiring the board to issue a chiropractic physician a letter certifying that he or she is authorized to perform dry needling if the chiropractic physician submits certain documentation to the board; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1474** and read the second time by title.

On motion by Senator Trumbull, by two-thirds vote, **CS for CS for HB 1063** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polisky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutsen	Thompson
Brodeur	Ingolia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

**CS for CS for SB 1544**—A bill to be entitled An act relating to the Department of Business and Professional Regulation; amending s. 210.15 and creating s. 210.32, F.S.; requiring persons or entities licensed or permitted by the department’s Division of Alcoholic Beverages and Tobacco, or applying for such license or permit, to create and maintain an account with the division’s online system and provide an e-mail address to the division; specifying application requirements; prohibiting the division from processing applications not submitted through the online system; amending s. 210.40, F.S.; revising the amount of an initial corporate surety bond required as a condition of licensure as a tobacco product distributor; requiring the division to review corporate surety bond amounts on a specified basis; authorizing the division to increase a bond amount, subject to specified conditions; authorizing the division to adjust bond amounts by rule; authorizing the division to reduce a bond amount upon a showing of good cause; defining terms; prohibiting the division from reducing a bond amount under specified circumstances; requiring the division to notify distributors in writing if their corporate surety bond requirements change; providing applicability; authorizing the division to adopt rules; amending s. 310.0015, F.S.; deleting a provision requiring a competency-based mentor program at ports; deleting a requirement that the department submit an annual report on the mentor program; amending s. 310.081, F.S.; deleting a requirement that the department consider certain characteristics for applicants for certification as a deputy pilot; making technical changes; creating s. 399.18, F.S.; requiring certain persons or entities certified or registered under the Elevator Safety Act, or applying for such certifications or registrations, to create and maintain an online account with the department’s Division of Hotels and Restaurants and provide an e-mail address to the division; requiring such persons and entities to maintain the accuracy of their contact information; requiring the division to adopt rules; amending s. 468.521, F.S.; authorizing the department to exercise all powers and duties granted to the Board of Employee Leasing Companies if the board lacks the number of appointed members needed to constitute a quorum; amending s. 469.006, F.S.; revising requirements for department rules

governing evidence of financial responsibility of applicants seeking licensure as a business organization under ch. 469, F.S.; amending s. 471.003, F.S.; expanding an exemption from certain engineering licensing requirements under ch. 471, F.S., to include regular full-time employees of certain business organizations, rather than regular full-time employees of certain corporations licensed under ch. 471, F.S.; amending s. 473.306, F.S.; requiring applicants for the accountancy licensure examination to create and maintain an online account with the department and provide an e-mail address; requiring applicants to maintain the accuracy of their contact information; requiring that address changes be submitted through the department’s online system within a specified timeframe; conforming cross-references; amending s. 473.308, F.S.; requiring a person seeking licensure as a Florida certified public accountant, or a firm seeking to engage in public accountancy, to create and maintain an online account with the department and provide an e-mail address; requiring certified public accountants and accounting firms to maintain the accuracy of their contact information; requiring that address changes be submitted through the department’s online system within a specified timeframe; amending s. 476.114, F.S.; revising eligibility requirements for licensure as a barber; making technical changes; amending s. 477.019, F.S.; revising eligibility requirements for licensure by examination to practice cosmetology; amending s. 489.131, F.S.; revising the types of penalties that may be recommended by a local jurisdiction enforcement body against a contractor; specifying requirements for any such recommended penalties; amending s. 489.143, F.S.; revising payment limitations for payments made from the department’s Florida Homeowners’ Construction Recovery Fund; amending s. 489.505, F.S.; revising the definition of the term “specialty contractor”; amending s. 499.012, F.S.; revising requirements for certification as a designated representative of a prescription drug wholesale distributor; amending s. 561.15, F.S.; revising the requirements for the issuance of a license under the Beverage Law; making technical changes; amending s. 561.17, F.S.; requiring persons or entities licensed or permitted by the Division of Alcoholic Beverages and Tobacco, or applying for such license or permit, to create and maintain an account with the division’s online system; specifying application requirements; prohibiting the division from processing applications not submitted through the online system; creating ss. 569.00256 and 569.3156, F.S.; requiring certain persons or entities licensed or permitted by the division, or applying for such a license or permit, to create and maintain an account with the division’s online system; requiring licensees, permittees, and applicants to provide the division with an e-mail address and maintain accurate contact information; specifying application requirements; prohibiting the division from processing applications not submitted through the online system; amending ss. 210.16 and 476.144, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1544**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1335** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Hooper—

**CS for CS for HB 1335**—A bill to be entitled An act relating to the Department of Business and Professional Regulation; amending s. 210.15 and creating s. 210.32, F.S.; requiring persons or entities licensed or permitted by the department’s Division of Alcoholic Beverages and Tobacco, or applying for such license or permit, to create and maintain an account with the division’s online system and provide an e-mail address to the division; requiring such persons and entities to maintain the accuracy of their contact information; specifying application requirements; prohibiting the division from processing applications not submitted through the online system; amending s. 210.40, F.S.; revising the amount of an initial corporate surety bond required as a condition of licensure as a tobacco product distributor; requiring the division to review corporate surety bond amounts on a specified basis; authorizing the division to increase a bond amount, subject to specified conditions; authorizing the division to adjust bond amounts by rule; authorizing the division to reduce a bond amount upon a showing of good cause; defining terms; requiring the division to notify distributors in writing if their corporate surety bond requirements change; providing applicability; prohibiting the division from reducing a bond amount under specified circumstances; authorizing the division to adopt rules; amending s. 310.0015, F.S.; deleting provisions requiring a competency-based mentor program at ports and requiring the department to submit

an annual report on such program; amending s. 310.081, F.S.; deleting a requirement that the department consider certain characteristics for applicants for certification as a deputy pilot; making technical changes; creating s. 399.18, F.S.; requiring certain persons or entities certified or registered under the Elevator Safety Act, or applying for such certification or registration, to create and maintain an online account with the department's Division of Hotels and Restaurants and provide an e-mail address to the division; requiring such persons and entities to maintain the accuracy of their contact information; requiring the division to adopt rules; creating s. 468.519, F.S.; creating the employee leasing companies licensing program within the department; providing legislative findings; repealing s. 468.521, F.S., relating to the department's Board of Employee Leasing Companies; amending s. 469.006, F.S.; revising requirements for department rules governing evidence of financial responsibility of applicants seeking licensure as a business organization under ch. 469, F.S.; amending s. 471.003, F.S.; revising the list persons not required to be licensed as a licensed engineer; amending s. 473.306, F.S.; requiring applicants for the accountancy licensure examination to create and maintain an online account with and provide an e-mail address to the department; requiring such applicants to maintain the accuracy of their contact information; requiring that address changes be submitted through the department's online system within a specified timeframe; amending s. 473.308, F.S.; requiring a person seeking licensure as a Florida certified public accountant, or a firm seeking to engage in public accountancy, to create and maintain an online account with and provide an e-mail address to the department; requiring such accountants and firms to maintain the accuracy of their contact information; requiring that address changes be submitted through the department's online system within a specified timeframe; amending s. 476.114, F.S.; revising eligibility requirements for licensure as a barber; making technical changes; amending s. 477.019, F.S.; revising eligibility requirements for licensure by examination to practice cosmetology; amending s. 489.131, F.S.; revising the types of penalties that may be recommended by a local jurisdiction enforcement body against a contractor; specifying requirements for such recommended penalties; amending s. 489.143, F.S.; revising limitations for payments made from the department's Florida Homeowners' Construction Recovery Fund; amending s. 499.012, F.S.; revising requirements for certification as a designated representative of a prescription drug wholesale distributor; amending s. 561.15, F.S.; reducing the look-back period for criminal history for a license under the Beverage Law; amending s. 561.17, F.S.; requiring persons or entities licensed or permitted by the Division of Alcoholic Beverages and Tobacco, or applying for such license or permit, to create and maintain an account with the division's online system; requiring such applicants to maintain the accuracy of their contact information; specifying application requirements; prohibiting the division from processing applications not submitted through the online system; creating ss. 569.00256 and 569.3156, F.S.; requiring certain persons or entities licensed or permitted by the division, or applying for such license or permit, to create and maintain an account with the division's online system; requiring such licensees, permittees, and applicants to provide the division with an e-mail address and maintain the accuracy of their contact information; specifying application requirements; prohibiting the division from processing applications not submitted through the online system; amending ss. 20.165, 210.16, 212.08, 440.02, 448.26, 468.520, 468.522, 468.524, 468.5245, 468.525, 468.526, 468.527, 468.5275, 468.529, 468.530, 468.531, 468.532, 476.144, and 627.192, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1544** and read the second time by title.

Senator Hooper moved the following amendment which was adopted:

**Amendment 1 (833732) (with title amendment)**—Delete every-thing after the enacting clause and insert:

Section 1. Present paragraphs (a) through (h) of subsection (1) of section 210.15, Florida Statutes, are redesignated as paragraphs (b) through (i), respectively, and a new paragraph (a) is added to that subsection, to read:

210.15 Permits.—

(1)

(a) A person or an entity licensed or permitted by the division, or applying for a license or a permit, must create and maintain an account with the division's online system and provide an e-mail address to the division to function as the primary means of contact for all communication by the division to the licensee, permittee, or applicant. Licensees, permittees, and applicants are responsible for maintaining accurate contact information on file with the division. A person or an entity seeking a license or permit under this part must apply using forms furnished by the division which are filed through the division's online system before commencing operations. The division may not process an application for a license or permit issued by the division under this part unless the application is submitted through the division's online system.

Section 2. Section 210.32, Florida Statutes, is created to read:

210.32 Account; online system.—A person or an entity licensed or permitted by the division, or applying for a license or a permit, must create and maintain an account with the division's online system and provide an e-mail address to the division to function as the primary means of contact for all communication by the division to the licensee, permittee, or applicant. Licensees, permittees, and applicants are responsible for maintaining accurate contact information on file with the division. A person or an entity seeking a license or a permit under this part must apply using forms furnished by the division which are filed through the division's online system before commencing operations. The division may not process an application for a license or permit issued by the division under this part unless the application is submitted through the division's online system.

Section 3. Section 210.40, Florida Statutes, is amended to read:

210.40 License fees; surety bond; application for each place of business.—

(1) Each application for a distributor's license ~~must~~ ~~shall~~ be accompanied by a fee of \$25. The application ~~must~~ ~~shall~~ also be accompanied by a corporate surety bond issued by a surety company authorized to do business in this state, conditioned for the payment when due of all taxes, penalties, and accrued interest which may be due the state. The ~~initial~~ corporate surety bond shall be in the sum of \$25,000 ~~\$1,000~~ and in a form prescribed by the division.

(a) The division shall review the amount of a corporate surety bond on a semiannual basis to ensure that the bond amount is adequate to protect the state.

(b) The division may increase the corporate surety bond amount before renewing a distributor's license or after completing its semiannual review of the bond amount.

(c) The corporate surety bond amount may be increased to the sum of the distributor's highest month of final audited tax liabilities, penalties, and accrued interest which are due to the state.

(2) A corporate surety bond, with the sum determined by the division in accordance with paragraph (1)(c), is required for renewal of a distributor's license.

(3) The division may prescribe by rule increases in the corporate surety bond amounts required as a condition of licensure.

(4)(a) The division may reduce the amount of a corporate surety bond upon a distributor's showing of good cause. For purposes of this subsection, the term:

1. "Fully resolved" means that criminal or administrative charges or investigations have been definitively closed or dismissed, have resulted in an acquittal, or have otherwise ended in such a manner that no further legal or administrative actions relating to charges or investigations are pending against a licensee under applicable laws, rules, or regulations.

2. "Good cause" means a consistent pattern of responsible financial behavior by the distributor over a period of at least the preceding 4 years, and having the sum of the distributor's final audited tax liabilities, penalties, and interest be less than the amount of the distributor's corporate surety bond for every month for a period of at least the preceding 4 years.

3. "Responsible financial behavior" includes the timely and complete reporting and payment of all tax liabilities, penalties, and accrued interest due to the state for a period of at least the preceding 4 years.

(b) The division may not reduce a corporate surety bond amount when a licensee:

1. Is in default of any tax liabilities, penalties, or interest due to the state;

2. Is the subject of a pending criminal prosecution in any jurisdiction until such prosecution has been fully resolved;

3. Has pending administrative charges brought by an authorized regulatory body or agency which have not been fully resolved in accordance with applicable rules and procedures; or

4. Is under investigation by any administrative body or agency for potential criminal violations until any such investigation is completed and the findings of the investigation have been fully resolved in accordance with applicable law.

(5) The division shall notify a distributor in writing of any change in the distributor's corporate surety bond requirements by the date on which the distributor's audited tax assessments become final.

(6) The provisions of this section governing corporate surety bonds are not subject to s. 120.60. ~~Whenever it is the opinion of the division that the bond given by a licensee is inadequate in amount to fully protect the state, the division shall require an additional bond in such amount as is deemed sufficient.~~

(7) A separate application for a license ~~shall~~ be made for each place of business at which a distributor proposes to engage in business as a distributor under this part, but an applicant may provide one corporate surety bond in an amount determined by the division for all applications made by the distributor consistent with the requirements of this section.

(8) The division may adopt rules to administer this section.

Section 4. Paragraph (d) of subsection (3) of section 310.0015, Florida Statutes, is amended to read:

310.0015 Piloting regulation; general provisions.—

(3) The rate-setting process, the issuance of licenses only in numbers deemed necessary or prudent by the board, and other aspects of the economic regulation of piloting established in this chapter are intended to protect the public from the adverse effects of unrestricted competition which would result from an unlimited number of licensed pilots being allowed to market their services on the basis of lower prices rather than safety concerns. This system of regulation benefits and protects the public interest by maximizing safety, avoiding uneconomic duplication of capital expenses and facilities, and enhancing state regulatory oversight. The system seeks to provide pilots with reasonable revenues, taking into consideration the normal uncertainties of vessel traffic and port usage, sufficient to maintain reliable, stable piloting operations. Pilots have certain restrictions and obligations under this system, including, but not limited to, the following:

~~(d)1.~~ The pilot or pilots in a port shall train and compensate all member deputy pilots in that port. Failure to train or compensate such deputy pilots ~~constitutes shall constitute~~ a ground for disciplinary action under s. 310.101. Nothing in this subsection ~~may shall~~ be deemed to create an agency or employment relationship between a pilot or deputy pilot and the pilot or pilots in a port.

~~2.~~ ~~The pilot or pilots in a port shall establish a competency-based mentor program by which minority persons as defined in s. 288.703 may acquire the skills for the professional preparation and education competency requirements of a licensed state pilot or certificated deputy pilot. The department shall provide the Governor, the President of the Senate, and the Speaker of the House of Representatives with a report each year on the number of minority persons as defined in s. 288.703 who have participated in each mentor program, who are licensed state pilots or certificated deputy pilots, and who have applied for state pilot licensure or deputy pilot certification.~~

Section 5. Subsection (2) of section 310.081, Florida Statutes, is amended to read:

310.081 Department to examine and license state pilots and certificate deputy pilots; vacancies.—

(2) The department shall similarly examine persons who file applications for certificate as deputy pilot, and, if upon examination to determine proficiency the department finds them qualified, the department ~~must shall~~ certify as qualified all applicants who pass the examination, provided that not more than five persons who passed the examination are certified for each declared opening. If more than five applicants per opening pass the examination, the persons having the highest scores ~~must shall~~ be certified as qualified up to the number of openings times five. ~~The department shall give consideration to the minority and female status of applicants when qualifying deputy pilots, in the interest of ensuring diversification within the state piloting profession.~~ The department shall appoint and certificate such number of deputy pilots from those applicants deemed qualified as in the discretion of the board are required in the respective ports of the state. A deputy pilot shall be authorized by the department to pilot vessels within the limits and specifications established by the licensed state pilots at the port where the deputy is appointed to serve.

Section 6. Section 399.18, Florida Statutes, is created to read:

399.18 Online services account.—

(1) A certified elevator inspector, certified elevator technician, or registered elevator company; a person or entity seeking to become certified or registered as such; a person who has been issued an elevator certificate of competency; a person who is seeking such certificate; a person or entity who has been issued an elevator certificate of operation; and a person or entity who is seeking such a certificate must create and maintain an online account with the division and provide an e-mail address to the division to function as the primary means of contact for all communication from the division. Each person or entity is responsible for maintaining accurate contact information on file with the division.

(2) The division shall adopt rules to implement this section.

Section 7. Subsection (4) is added to section 468.521, Florida Statutes, to read:

468.521 Board of Employee Leasing Companies; membership; appointments; terms.—

(4) If at any time a sufficient number of appointed board members does not exist to constitute a quorum pursuant to s. 455.207, the department may, only during the absence of such quorum, exercise all powers and duties granted to the board pursuant to chapter 455 and this chapter.

Section 8. Paragraph (c) of subsection (2) of section 469.006, Florida Statutes, is amended to read:

469.006 Licensure of business organizations; qualifying agents.—

(2)

(c) As a prerequisite to the issuance of a license under this section, the applicant shall submit the following:

1. An affidavit on a form provided by the department attesting that the applicant has obtained workers' compensation insurance as required by chapter 440, public liability insurance, and property damage insurance, in amounts determined by department rule. The department shall establish by rule a procedure to verify the accuracy of such affidavits based upon a random sample method.

2. Evidence of financial responsibility. The department shall adopt rules to determine financial responsibility which ~~must shall~~ specify grounds on which the department may deny licensure. Such criteria ~~must shall~~ include, but is not be limited to, credit history and limits of bondability and credit.

Section 9. Paragraph (c) of subsection (2) of section 471.003, Florida Statutes, is amended to read:



471.003 Qualifications for practice; exemptions.—

(2) The following persons are not required to be licensed under the provisions of this chapter as a licensed engineer:

(c) Regular full-time employees of a *business organization corporation* not engaged in the practice of engineering as such, whose practice of engineering for such *business organization corporation* is limited to the design or fabrication of manufactured products and servicing of such products.

Section 10. Section 473.306, Florida Statutes, is amended to read:

473.306 Examinations.—

(1) A person desiring to be licensed as a Florida certified public accountant shall apply to the department to take the licensure examination.

(2) A person applying to the department to take the licensure examination must create and maintain an online account with the department and provide an e-mail address to function as the primary means of contact for all communication to the applicant from the department. Each applicant is responsible for maintaining accurate contact information on file with the department and must submit any change in the applicant's e-mail address or home address within 30 days after the change. All changes must be submitted through the department's online system.

(3) An applicant is entitled to take the licensure examination to practice in this state as a certified public accountant if:

(a) The applicant has completed 120 semester hours or 180 quarter hours from an accredited college or university with a concentration in accounting and business courses as specified by the board by rule; and

(b) The applicant shows that she or he has good moral character. For purposes of this paragraph, the term "good moral character" has the same meaning as provided in s. 473.308(7)(a) ~~s. 473.308(6)(a)~~. The board may refuse to allow an applicant to take the licensure examination for failure to satisfy this requirement if:

1. The board finds a reasonable relationship between the lack of good moral character of the applicant and the professional responsibilities of a certified public accountant; and

2. The finding by the board of lack of good moral character is supported by competent substantial evidence.

If an applicant is found pursuant to this paragraph to be unqualified to take the licensure examination because of a lack of good moral character, the board shall furnish to the applicant a statement containing the findings of the board, a complete record of the evidence upon which the determination was based, and a notice of the rights of the applicant to a rehearing and appeal.

~~(4)(3)~~ The board shall have the authority to establish the standards for determining and shall determine:

(a) What constitutes a passing grade for each subject or part of the licensure examination;

(b) Which educational institutions, in addition to the universities in the State University System of Florida, shall be deemed to be accredited colleges or universities;

(c) What courses and number of hours constitute a major in accounting; and

(d) What courses and number of hours constitute additional accounting courses acceptable under s. 473.308(4) ~~s. 473.308(3)~~.

~~(5)(4)~~ The board may adopt an alternative licensure examination for persons who have been licensed to practice public accountancy or its equivalent in a foreign country so long as the International Qualifications Appraisal Board of the National Association of State Boards of Accountancy has ratified an agreement with that country for reciprocal licensure.

~~(6)(5)~~ For the purposes of maintaining the proper educational qualifications for licensure under this chapter, the board may appoint an Educational Advisory Committee, which shall be composed of one member of the board, two persons in public practice who are licensed under this chapter, and four academicians on faculties of universities in this state.

Section 11. Present subsections (3) through (9) of section 473.308, Florida Statutes, are redesignated as subsections (4) through (10), respectively, a new subsection (3) is added to that section, and subsection (2), paragraph (b) of present subsection (4), and present subsection (8) of that section are amended, to read:

473.308 Licensure.—

(2) The board shall certify for licensure any applicant who successfully passes the licensure examination and satisfies the requirements of subsections (4), (5), and (6) ~~(3), (4), and (5)~~, and shall certify for licensure any firm that satisfies the requirements of ss. 473.309 and 473.3101. The board may refuse to certify any applicant or firm that has violated any of the provisions of s. 473.322.

(3) A person desiring to be licensed as a Florida certified public accountant or a firm desiring to engage in the practice of public accounting must create and maintain an online account with the department and provide an e-mail address to function as the primary means of contact for all communication from the department. Certified public accountants and firms are responsible for maintaining accurate contact information on file with the department and must submit any change in an e-mail address or street address within 30 days after the change. All changes must be submitted through the department's online system.

~~(5)(4)~~

(b) However, an applicant who completed the requirements of subsection (4) ~~(3)~~ on or before December 31, 2008, and who passes the licensure examination on or before June 30, 2010, is exempt from the requirements of this subsection.

~~(9)(8)~~ If the applicant has at least 5 years of experience in the practice of public accountancy in the United States or in the practice of public accountancy or its equivalent in a foreign country that the International Qualifications Appraisal Board of the National Association of State Boards of Accountancy has determined has licensure standards that are substantially equivalent to those in the United States, or has at least 5 years of work experience that meets the requirements of subsection (5) ~~(4)~~, the board ~~must shall~~ waive the requirements of subsection (4) ~~(3)~~ which are in excess of a baccalaureate degree. All experience that is used as a basis for waiving the requirements of subsection (4) ~~(3)~~ must be while licensed as a certified public accountant by another state or territory of the United States or while licensed in the practice of public accountancy or its equivalent in a foreign country that the International Qualifications Appraisal Board of the National Association of State Boards of Accountancy has determined has licensure standards that are substantially equivalent to those in the United States. The board shall have the authority to establish the standards for experience that meet this requirement.

Section 12. Subsections (2) and (3) of section 476.114, Florida Statutes, are amended to read:

476.114 Examination; prerequisites.—

(2) An applicant ~~is shall be~~ eligible for licensure by examination to practice barbering if the applicant:

(a) Is at least 16 years of age;

(b) Pays the required application fee; and

~~(c)1. Holds an active valid license to practice barbering in another state, has held the license for at least 1 year, and does not qualify for licensure by endorsement as provided for in s. 476.144(5); or~~

2. Has received a minimum of 900 hours of training in sanitation, safety, and laws and rules, as established by the board, which ~~shall~~ include, but ~~is shall~~ not be limited to, the equivalent of completion of services directly related to the practice of barbering at one of the following:

- 1.~~a~~. A school of barbering licensed pursuant to chapter 1005;
- 2.~~b~~. A barbering program within the public school system; or
- 3.~~e~~. A government-operated barbering program in this state.

The board shall establish by rule procedures whereby the school or program may certify that a person is qualified to take the required examination after the completion of a minimum of 600 actual school hours. If the person passes the examination, she or he ~~has shall have~~ satisfied this requirement; but if the person fails the examination, she or he ~~may shall~~ not be qualified to take the examination again until the completion of the full requirements provided by this section.

(3) An applicant who meets the requirements set forth in *paragraph (2)(c) subparagraphs (2)(e)1. and 2.* who fails to pass the examination may take subsequent examinations as many times as necessary to pass, except that the board may specify by rule reasonable timeframes for rescheduling the examination and additional training requirements for applicants who, after the third attempt, fail to pass the examination. Prior to reexamination, the applicant must file the appropriate form and pay the reexamination fee as required by rule.

Section 13. Subsection (2) of section 477.019, Florida Statutes, is amended to read:

477.019 Cosmetologists; qualifications; licensure; supervised practice; license renewal; endorsement; continuing education.—

(2) An applicant ~~is shall be~~ eligible for licensure by examination to practice cosmetology if the applicant:

- (a) Is at least 16 years of age or has received a high school diploma;
- (b) Pays the required application fee, which is not refundable, and the required examination fee, which is refundable if the applicant is determined to not be eligible for licensure for any reason other than failure to successfully complete the licensure examination; and
- ~~(c)1. Is authorized to practice cosmetology in another state or country, has been so authorized for at least 1 year, and does not qualify for licensure by endorsement as provided for in subsection (5); or~~
2. Has received a minimum of 1,200 hours of training as established by the board, which ~~must shall~~ include, but ~~is shall~~ not be limited to, the equivalent of completion of services directly related to the practice of cosmetology at one of the following:

- 1.~~a~~. A school of cosmetology licensed pursuant to chapter 1005.
- 2.~~b~~. A cosmetology program within the public school system.
- 3.~~e~~. The Cosmetology Division of the Florida School for the Deaf and the Blind, provided the division meets the standards of this chapter.
- 4.~~d~~. A government-operated cosmetology program in this state.

The board shall establish by rule procedures whereby the school or program may certify that a person is qualified to take the required examination after the completion of a minimum of 1,000 actual school hours. If the person then passes the examination, he or she ~~has shall~~ have satisfied this requirement; but if the person fails the examination, he or she ~~may shall~~ not be qualified to take the examination again until the completion of the full requirements provided by this section.

Section 14. Paragraph (c) of subsection (7) of section 489.131, Florida Statutes, is amended to read:

489.131 Applicability.—

(7)

(c) In addition to any action the local jurisdiction enforcement body may take against the individual's local license, and any fine the local jurisdiction may impose, the local jurisdiction enforcement body shall issue a recommended penalty for board action. This recommended penalty may include a recommendation for no further action, or a recommendation for suspension, *restitution*, revocation, or restriction of the registration, or a fine to be levied by the board, or a combination

thereof. *The recommended penalty must specify the violations of this chapter upon which the recommendation is based.* The local jurisdiction enforcement body shall inform the disciplined contractor and the complainant of the local license penalty imposed, the board penalty recommended, his or her rights to appeal, and the consequences should he or she decide not to appeal. The local jurisdiction enforcement body shall, upon having reached adjudication or having accepted a plea of nolo contendere, immediately inform the board of its action and the recommended board penalty.

Section 15. Subsections (3) and (6) of section 489.143, Florida Statutes, are amended to read:

489.143 Payment from the fund.—

(3) Beginning January 1, 2005, for each Division I contract entered into after July 1, 2004, payment from the recovery fund is subject to a \$50,000 maximum payment for each Division I claim. Beginning January 1, 2017, for each Division II contract entered into on or after July 1, 2016, payment from the recovery fund is subject to a \$15,000 maximum payment for each Division II claim. *Beginning January 1, 2025, for Division I and Division II contracts entered into on or after July 1, 2024, payment from the recovery fund is subject to a \$100,000 maximum payment for each Division I claim and a \$30,000 maximum payment for each Division II claim.*

(6) For contracts entered into before July 1, 2004, payments for claims against any one licensee may not exceed, in the aggregate, \$100,000 annually, up to a total aggregate of \$250,000. For any claim approved by the board which is in excess of the annual cap, the amount in excess of \$100,000 up to the total aggregate cap of \$250,000 is eligible for payment in the next and succeeding fiscal years, but only after all claims for the then-current calendar year have been paid. Payments may not exceed the aggregate annual or per claimant limits under law. Beginning January 1, 2005, for each Division I contract entered into after July 1, 2004, payment from the recovery fund is subject only to a total aggregate cap of \$500,000 for each Division I licensee. Beginning January 1, 2017, for each Division II contract entered into on or after July 1, 2016, payment from the recovery fund is subject only to a total aggregate cap of \$150,000 for each Division II licensee. *Beginning January 1, 2025, for Division I and Division II contracts entered into on or after July 1, 2024, payment from the recovery fund is subject only to a total aggregate cap of \$2 million for each Division I licensee and \$600,000 for each Division II licensee.*

Section 16. Subsection (19) of section 489.505, Florida Statutes, is amended to read:

489.505 Definitions.—As used in this part:

(19) "Specialty contractor" means a contractor whose scope of practice is limited to a specific segment of electrical or alarm system contracting established in a category adopted by board rule, including, but not limited to, residential electrical contracting, maintenance of electrical fixtures, and fabrication, erection, installation, and maintenance of electrical *and nonelectrical* advertising signs together with the interrelated parts and supports thereof.

Section 17. Paragraph (b) of subsection (15) of section 499.012, Florida Statutes, is amended to read:

499.012 Permit application requirements.—

(15)

(b) To be certified as a designated representative, a natural person must:

1. Submit an application on a form furnished by the department and pay the appropriate fees.
2. Be at least 18 years of age.
3. Have at least 2 years of verifiable full-time:
  - a. Work experience in a pharmacy licensed in this state or another state, where the person's responsibilities included, but were not limited to, recordkeeping for prescription drugs;

b. Managerial experience with a prescription drug wholesale distributor licensed in this state or in another state; ~~or~~

c. Managerial experience with the United States Armed Forces, where the person's responsibilities included, but were not limited to, recordkeeping, warehousing, distributing, or other logistics services pertaining to prescription drugs;

d. Managerial experience with a state or federal organization responsible for regulating or permitting establishments involved in the distribution of prescription drugs, whether in an administrative or a sworn law enforcement capacity; or

e. Work experience as a drug inspector or investigator with a state or federal organization, whether in an administrative or a sworn law enforcement capacity, where the person's responsibilities related primarily to compliance with state or federal requirements pertaining to the distribution of prescription drugs.

4. Receive a passing score of at least 75 percent on an examination given by the department regarding federal laws governing distribution of prescription drugs and this part and the rules adopted by the department governing the wholesale distribution of prescription drugs. This requirement shall be effective 1 year after the results of the initial examination are mailed to the persons that took the examination. The department shall offer such examinations at least four times each calendar year.

5. Provide the department with a personal information statement and fingerprints pursuant to subsection (9).

Section 18. Subsection (2) of section 561.15, Florida Statutes, is amended to read:

561.15 Licenses; qualifications required.—

(2) A ~~No~~ license under the Beverage Law ~~may not shall~~ be issued to any person who has been convicted within the last past 5 years of any offense against the beverage laws of this state, the United States, or any other state; who has been convicted within the last past 5 years in this state or any other state or the United States of soliciting for prostitution, pandering, letting premises for prostitution, or keeping a disorderly place or of any criminal violation of chapter 893 or the controlled substance act of any other state or the Federal Government; or who has been convicted in the last past 10 ~~15~~ years of any felony in this state or any other state or the United States; or to a corporation, any of the officers of which ~~shall~~ have been so convicted. The term "conviction" ~~includes shall include~~ an adjudication of guilt on a plea of guilty or nolo contendere or the forfeiture of a bond when charged with a crime.

Section 19. Subsection (5) of section 561.17, Florida Statutes, is amended to read:

561.17 License and registration applications; approved person.—

(5) Any person or entity licensed or permitted by the division, ~~or applying for a license or permit,~~ must create and maintain an account with the division's online system and provide an e-mail ~~electronic mail~~ address to the division to function as the primary means of contact for all communication by the division to the licensee, ~~or~~ permittee, or applicant. Licensees, ~~and~~ permittees, and applicants are responsible for maintaining accurate contact information on file with the division. A person or an entity seeking a license or permit from the division must apply using forms prepared by the division and filed through the division's online system before engaging in any business for which a license or permit is required. The division may not process an application for an alcoholic beverage license unless the application is submitted through the division's online system.

Section 20. Section 569.00256, Florida Statutes, is created to read:

569.00256 Account; online system.—A person or an entity licensed or permitted by the division under this part, or applying for a license or a permit, must create and maintain an account with the division's online system and provide an e-mail address to the division to function as the primary means of contact for all communication by the division to the licensee, permittee, or applicant. Licensees, permittees, and applicants are responsible for maintaining accurate contact information with the division. A person or an entity seeking a license or permit from the di-

vision must apply using forms prepared by the division and filed through the division's online system before engaging in any business for which a license or permit is required. The division may not process an application to deal, at retail, in tobacco products unless the application is submitted through the division's online system.

Section 21. Section 569.3156, Florida Statutes, is created to read:

569.3156 Account; online system.—A person or an entity licensed or permitted by the division under this part, or applying for a license or a permit, must create and maintain an account with the division's online system and provide an e-mail address to the division to function as the primary means of contact for all communication by the division to the licensee, permittee, or applicant. Licensees, permittees, and applicants are responsible for maintaining accurate contact information with the division. A person or an entity seeking a license or permit from the division must apply using forms prepared by the division and filed through the division's online system before engaging in any business for which a license or permit is required. The division may not process an application to deal, at retail, in nicotine products unless the application is submitted through the division's online system.

Section 22. Subsection (2) of section 210.16, Florida Statutes, is amended to read:

210.16 Revocation or suspension of permit.—

(2) The division shall revoke the permit or permits of any person who would be ineligible to obtain a new license or renew a license by reason of any of the conditions for permitting provided in s. 210.15(1)(d) 1.-6. ~~s. 210.15(1)(e) 1.-6.~~

Section 23. Paragraph (a) of subsection (6) of section 476.144, Florida Statutes, is amended to read:

476.144 Licensure.—

(6) A person may apply for a restricted license to practice barbering. The board shall adopt rules specifying procedures for an applicant to obtain a restricted license if the applicant:

(a)1. Has successfully completed a restricted barber course, as established by rule of the board, at a school of barbering licensed pursuant to chapter 1005, a barbering program within the public school system, or a government-operated barbering program in this state; or

2.a. Holds or has within the previous 5 years held an active valid license to practice barbering in another state or country or has held a Florida barbering license which has been declared null and void for failure to renew the license, and the applicant fulfilled the requirements of s. 476.114(2)(c) ~~s. 476.114(2)(e) 2.~~ for initial licensure; and

b. Has not been disciplined relating to the practice of barbering in the previous 5 years; and

The restricted license shall limit the licensee's practice to those specific areas in which the applicant has demonstrated competence pursuant to rules adopted by the board.

Section 24. This act shall take effect July 1, 2024.

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 Department of Business and Professional Regulation; amending s. 210.15 and creating s. 210.32, F.S.; requiring persons or entities licensed or permitted by the department's Division of Alcoholic Beverages and Tobacco, or applying for such license or permit, to create and maintain an account with the division's online system and provide an e-mail address to the division; specifying application requirements; prohibiting the division from processing applications not submitted through the online system; amending s. 210.40, F.S.; revising the amount of an initial corporate surety bond required as a condition of licensure as a tobacco product distributor; requiring the division to review corporate surety bond amounts on a specified basis; authorizing the division to increase a bond amount, subject to specified conditions; authorizing the division to adjust bond amounts by rule; authorizing the division to reduce a bond amount upon a showing of good cause; defining terms; prohibiting the division from reducing a bond amount under

specified circumstances; requiring the division to notify distributors in writing if their corporate surety bond requirements change; providing applicability; authorizing the division to adopt rules; amending s. 310.0015, F.S.; deleting a provision requiring a competency-based mentor program at ports; deleting a requirement that the department submit an annual report on the mentor program; amending s. 310.081, F.S.; deleting a requirement that the department consider certain characteristics for applicants for certification as a deputy pilot; making technical changes; creating s. 399.18, F.S.; requiring certain persons or entities certified or registered under the Elevator Safety Act, or applying for such certifications or registrations, to create and maintain an online account with the department's Division of Hotels and Restaurants and provide an e-mail address to the division; requiring such persons and entities to maintain the accuracy of their contact information; requiring the division to adopt rules; amending s. 468.521, F.S.; authorizing the department to exercise all powers and duties granted to the Board of Employee Leasing Companies if the board lacks the number of appointed members needed to constitute a quorum; amending s. 469.006, F.S.; revising requirements for department rules governing evidence of financial responsibility of applicants seeking licensure as a business organization under ch. 469, F.S.; amending s. 471.003, F.S.; expanding an exemption from certain engineering licensing requirements under ch. 471, F.S., to include regular full-time employees of certain business organizations, rather than regular full-time employees of certain corporations licensed under ch. 471, F.S.; amending s. 473.306, F.S.; requiring applicants for the accountancy licensure examination to create and maintain an online account with the department and provide an e-mail address; requiring applicants to maintain the accuracy of their contact information; requiring that address changes be submitted through the department's online system within a specified timeframe; conforming cross-references; amending s. 473.308, F.S.; requiring a person seeking licensure as a Florida certified public accountant, or a firm seeking to engage in public accountancy, to create and maintain an online account with the department and provide an e-mail address; requiring certified public accountants and accounting firms to maintain the accuracy of their contact information; requiring that address changes be submitted through the department's online system within a specified timeframe; amending s. 476.114, F.S.; revising eligibility requirements for licensure as a barber; making technical changes; amending s. 477.019, F.S.; revising eligibility requirements for licensure by examination to practice cosmetology; amending s. 489.131, F.S.; revising the types of penalties that may be recommended by a local jurisdiction enforcement body against a contractor; specifying requirements for any such recommended penalties; amending s. 489.143, F.S.; revising payment limitations for payments made from the department's Florida Homeowners' Construction Recovery Fund; amending s. 489.505, F.S.; revising the definition of the term "specialty contractor"; amending s. 499.012, F.S.; revising requirements for certification as a designated representative of a prescription drug wholesale distributor; amending s. 561.15, F.S.; revising the requirements for the issuance of a license under the Beverage Law; making technical changes; amending s. 561.17, F.S.; requiring persons or entities licensed or permitted by the Division of Alcoholic Beverages and Tobacco, or applying for such license or permit, to create and maintain an account with the division's online system; specifying application requirements; prohibiting the division from processing applications not submitted through the online system; creating ss. 569.00256 and 569.3156, F.S.; requiring certain persons or entities licensed or permitted by the division, or applying for such a license or permit, to create and maintain an account with the division's online system; requiring licensees, permittees, and applicants to provide the division with an e-mail address and maintain accurate contact information; specifying application requirements; prohibiting the division from processing applications not submitted through the online system; amending ss. 210.16 and 476.144, F.S.; conforming cross-references; providing an effective date.

On motion by Senator Hooper, by two-thirds vote, **CS for CS for HB 1335**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—29

Madam President	Boyd	Burgess
Albritton	Bradley	Burton
Avila	Brodeur	Calatayud
Baxley	Broxson	Collins

DiCeglie	Hutson	Rodriguez
Garcia	Ingoglia	Simon
Grall	Martin	Trumbull
Gruters	Mayfield	Wright
Harrell	Perry	Yarborough
Hooper	Polsky	

Nays—11

Berman	Osgood	Stewart
Book	Pizzo	Thompson
Davis	Powell	Torres
Jones	Rouson	

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Consideration of **CS for CS for SB 1624** and **CS for CS for SB 1656** was deferred.

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**CS for SB 1798**—A bill to be entitled An act relating to home health care services; amending s. 409.905, F.S.; authorizing advanced practice registered nurses and physician assistants to order or write prescriptions for certain Medicaid services; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1798**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 935** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Trumbull—

**CS for CS for HB 935**—A bill to be entitled An act relating to home health care services; amending s. 409.905, F.S.; authorizing advanced practice registered nurses and physician assistants to order or write prescriptions for certain Medicaid services; providing an effective date.

—a companion measure, was substituted for **CS for SB 1798** and read the second time by title.

On motion by Senator Trumbull, by two-thirds vote, **CS for CS for HB 935** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

**SPECIAL RECOGNITION OF SENATOR MAYFIELD**

At the direction of the President, the Senate proceeded to the recognition of Senator Debbie Mayfield, honoring her years of service to the Senate as she approaches the completion of her term for the 19th Senate District.

**SPECIAL GUESTS**

The President introduced Senator Mayfield's husband, Bob Scaringe, who was present in the chamber.

The President introduced Senator Mayfield's district staff, Kelli Lane, Ian Nolan, Yvette Campbell, and Samantha Scaringe; and intern, Chris Clark, who were present in the chamber.

The President introduced Senator Mayfield's guests, former staff, Dustin Paulson and Patrick Steele, who were present in the gallery.

The President introduced Speaker Designate Danny Perez; former Speaker Steve Crisafulli; Chief Financial Officer Jimmy Patronis; former Senator Manny Diaz, Commissioner of Education; former Senate President Wilton Simpson, Commissioner of Agriculture; former Senator Ray Rodrigues, Chancellor of the State University System of Florida; and former Senate President Ken Pruitt, who were present in the chamber.

The President introduced Representatives Sirois, Brackett, Altman, Canady, and Payne, who were present in the chamber.

The President introduced Staff Directors Ellen Rogers, Committee on Environment and Natural Resources; and Gino Betta, Appropriations Committee on Agriculture, Environment, and General Government, who were present in the chamber.

The President introduced staff of the Majority Office, Ronnie Whitaker, Staff Director; and staff, Nicholas Ancheta, Kim Bertron, Caleb Hawkes, Jeremy Hudak, Austin Kernan, John Wallace, and James Hart, who were present in the chamber.

The President introduced staff of the Committee on Rules, Phil Twogood, Staff Director; Shasta Kruse, Deputy Staff Director; and staff, Cyndi Futch, Lauren Zaugg, and Jon Bellamy, who were present in the chamber.

**SPECIAL PRESENTATION**

A video tribute was played honoring Senator Mayfield.

**REMARKS**

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

**Senator Mayfield:** I told Madam President this morning I thought I was going AWOL at 11:30 and not sure I was going to make it down here. I want to thank everyone for those kind remarks—I'm not deserving of all those but they really do mean a lot to me. All my friends in the gallery, you have a lot more important things than to be up here, and sit around and wait, but it really does mean a lot to see you guys up there.

You know, there's a lot of people I need to thank that helped me go through this journey and this process. While I know I can't mention all of them, Madam President, but there are a few people I do want to mention. I ran in 2016, and no one thought I could win this race, but I did. I am so deeply gratified to the people and the citizens in Indian River County and Brevard County that believed in me and voted for me. I will just always be grateful for my citizens in Indian River and Brevard Counties. They say you're only as good as your staff and the people around you, and that is so true. I have a great staff. I have Kelli Lane and Samantha Scaringe and Ian Nolan, and Yvette Campbell is back at the district. They handle more constituent work than I could even imagine we could handle out of one office. The one thing that we do get is so many compliments from the people that we help. They are just so thankful that we answered our phone, that we returned the phone call, and that we were able to help them. We might not have always been able to do what they wanted us to do, but we at least got them an answer, and put them in the right direction to go. I am so grateful, and I thank you for taking care of our constituents. We have an intern, Chris Clark from UCF this year, and he served in the Marines. He is scheduled to earn his MPA this May. Every time I come in the office, he goes, "Welcome back, Senator. Is there anything I can do for you, Senator? Can I get the door for you, Senator?" You're just the most gracious intern, I think, that we've ever had, and I want to thank you. You're

going to be doing some great things, I'm sure, in the future. I have Patrick Steele. Patrick was my legislative assistant when I first came into the Senate. He was green, and I felt like he was my son that I had to teach how to do things. Patrick, you've gone on to some great things. You're in AHCA, and you're the legislative assistant. You're welcome, but thank you. Thank you for being here. A lot of people don't know this, but Dustin Paulson worked for me when I was a House member, and I actually never knew he was a Democrat until he left. My district secretary told me when you left, she goes, "You did know Dustin was a Democrat, right?" I'm like, "No, I had no idea. No wonder he gave me good advice." Then, he worked for Senator Stewart and then got this awesome job in the Minority Office. I wish you all the best. You have a great family, and I thank you for what you've done for me in growing in this process as well.

We have a great Brevard delegation. I know we have Representative Sirois here, we have Senator Wright, and we have Representatives Brackett, Tramont, and Fine. We do work well together. I know I hear horror stories of other delegations on how they work, but our delegation really works well together. We work well because we know that we're here to benefit our constituents back home. We work together to make sure the policy is right, and we work together to get as much appropriations—we didn't get as much as we wanted this year—but we got what we needed, and that's all you can ask for. Thank you, Representative Sirois, for being here and helping. I had to write this stuff down or I would forget it.

We have a great professional staff here in the Senate, and they are all gifted. Gino, people gave me a lot of credit for the appropriations and the environment. You are "Mr. Environment" when it comes to questions and the budget. I remember in my first year, Gino was my staff director, and I was going through the budget. I said, "Oh, we just get rid of this, let's just get rid of that." He goes, "Well, let me tell you who put that in there. You may want to rethink that this time." You're just such a wealth of information. I just want to make sure that you're getting the credit for all the hard work that you do in the Appropriations Committee on Agriculture, Environment, and General Government, and I'm going to miss you. I still go in your office, and you still give me advice. I am going to miss you in this process.

We have Ellen Rogers. Ellen is "Miss Environment," I will tell you. When we did Senate Bill 712, I don't know how many hours we spent on that thing, and you had to deal with some of the advocacy groups. You spent hours with them, going through it and making sure I understood everything we put in the bill. You were just so gracious with your time and your patience, and I would have never gotten that bill through if it had not been for you and the rule. The Stormwater Rule—hopefully, it will pass off the floor today in the House. Did it pass? All right! Where's Bobby Payne? That would not have happened without your help to make sure that it did—as well as Jay Ferrin. If it weren't for him, that Stormwater Rule would not have passed. Chair Hutson and Senator Harrell helped in getting it through—I mean it was a big task, and I want to thank you for helping me make that happen.

I do want to go back to the Appropriations Subcommittee on Agriculture, Environment, and General Government and the Appropriations Committee because Rob Bradley was the Chair of Appropriations when I was Chair of the Appropriations Subcommittee, and he appointed me to that. President Simpson called me up at 6:30 in the morning—he always calls early. He goes, "Well, I'm going to make you my Leader," and I said, "Oh, thank you—this is awesome." He said, "The bad news is, you can't run any bills." For the last four years, I have run no bills. So, when people go, "What is she doing up there, she's run no bills," well, that's because they asked me not to. I cannot thank Chair Bradley for giving me that opportunity and President Simpson for doing that.

Then, we have Ronnie Whitaker. I came into the Majority Office, and I asked Ronnie, "Okay, what am I supposed to do here?" He goes, "Well, the most important thing is what you do for lunch and breakfast. That is the most important thing because if they don't like it, they'll complain." Leader Book—actually, we were just talking about it the other day. She said, "I'm so tired of people complaining about the lunch—I'm just going to stop bringing it in." You do a great job, and you helped me through and made sure that we knew where all the members were. You made me look good to President Simpson so I really do want to thank you for that."

My Rules staff—Phil, Shasta, Cyndi, Jon, Lauren—you know, they talk about the bills that we get through the Committee, and I could not have done it without you. Shasta and Phil and Lauren and Cyndi and Jon—they put the book together, they know what bills we’re going to do, and they brief me on it. I can’t thank you enough for making me look good in front of the President—in going through the bill referencing and special order. It just was amazing. Thank you for this opportunity to work with you guys in making that happen.

Of course, Madam President, I can’t thank you enough for letting me be Rules Chair. It was big shoes to fill or high heels—whatever you want to call them. Hopefully, we did the job that you wanted us to do, and I just want to thank you for that opportunity to allow us to do that. I can’t forget your staff. Your staff is amazing. We have Andrew, Reynold, Katie, Allie, Jennifer, Jay, Christie, Kathy, Lauren, and Megan and Andrew. Andrew put the best policy team together for you that you could ever ask for, and I can’t thank them enough for the work that they’ve done on the Stormwater Rule and on the vacation rentals. I mean, all the bills I was engaged in they were just so helpful.

Sergeant Kelly, thank you for the blue tie. Not only did your guys wear a blue tie, you got Senator Jones wearing a blue tie, you got Senator Pizzo wearing a blue tie. Senator Stewart is wearing a blue suit because blue is my favorite color, so thank you for doing that.

Tracy, thank you for putting our books together for the floor. I know you put in long hours, but they’re so helpful. I just thank you for everything that you’ve done to help me keep up with the process as we go along.

Secretary Hamilton is not here, but I tell you he has been an amazing partner. He and I talked yesterday. He’s been an amazing partner in this process, especially in solving our water quality issues. If it had not been for him, Representative Payne, and the other people I have mentioned, that would not have happened. What we did was change a rule that had been in place for over 30 years, and it wasn’t an easy task to do. I cannot thank him enough for all his help in making that happen. President Pruitt, thank you for being here. You are a true statesman, and I really do appreciate your friendship and your guidance that you’ve given me.

I have two really good friends—Rich Johnson and Randy Neilson. They cannot be here today, but they told me they would be watching on the Florida Channel. They have been my friends for such a long time. They have helped me through some of the most difficult times I have had to go through. They’ve also been there with me during the best times that we have had. I love them, and I just want to thank them for what they’ve done. I hope you’re watching. My class, oh my gosh, we had the best class—Senators Broxson, Hutson, Perry, Baxley, Stewart, Torres, and Book. We have done some amazing things here this year. The last eight years we were here, we’ve done some great things. We might’ve been on opposite sides in some cases, but everyone was professional in handling some of the most difficult cases that we have had. Madam President, that also was credit to you this past two years on how those were handled.

Commissioner Diaz and Chancellor Ray Rodrigues, thank you guys for being here. We miss you in the Senate, but Governor DeSantis made the right decision when he appointed you to your positions. Madam President, you are the most amazing person I have ever met. I’m not sure people really understand the work and the hours that you put in this place to make sure that you understand the bills and their priority. You have all of our backs, and I’m not just talking about the Republican Caucus’ back. She has all 39 of our backs. There are things that she has done for everyone in this chamber that you don’t even know she did, and I hope that you appreciate that. When I leave this process, she’s going to be here for another two years, but please remember the things that she has done and helped you through in this process. I’m going to miss you.

Like I said earlier, life is a journey, and sometimes it isn’t exactly what you thought it was going to be. If you trust in God, like the song Senator Broxson had, *Everything’s Going to be Okay*. You know, God gave me three amazing boys—Evan, Samuel, and Coleman. They lost their dad at a young age; they were 17, 14, and 12 at the time. I was elected to the House two months later. It was a tough time for them, there was a lot of uncertainty for them, and it was tough. I could not be

more proud of the men that they have become. Evan is in a profession that he loves, he’s engaged to a great woman, Katie, and they have a daughter, Audrey. Samuel is in public relations and community outreach, which is actually perfect for him. We tried to get him to be a lobbyist. You know he’d be good at it, but he didn’t want to do that. I don’t know why. We are blessed that he married a wonderful woman named Carolina, and she is a great mom. You know when they had their first son, I was told that it wasn’t my baby, it was their baby, and to quit saying, “How’s my baby?” You learn really quickly when your daughter-in-law tells you something, you better listen. They do have two boys—Stanley, who is named after Samuel’s dad—he’ll be three in April—and Charlie, who’s one and a half. I cannot be more proud of them—what Samuel has become as a man, and what he’s become as a father. He is a great father, and she is a great mother. Coleman used to give Bob so much crap when we started dating. We would go to a restaurant, and he’d order the most expensive meal on the menu. As if that wasn’t enough, Bob would open my door and put my seatbelt on—he is such a gentleman. Coleman would say, “My mom knows how to do that.” Now he does it to his girlfriend. There was one night we were going out on a date, and I had this little black dress on—you know, everybody has a little black dress. I walk out, and Coleman goes, “You’re not going to wear that, are you?” “I thought I was, but I guess maybe not.” He is the baby, and he hates it when we point it out. Bob reminds him, he said, “I was a baby in my family, and I’m still the baby in my family so get over it. That’s just the way it’s going to be.” He’s a marine scientist, he’s my environmentalist, and he loves his work. He has a girlfriend, Julia, who he adores, and she adores him. She’s also in the environmental area, and they are both such a blessing to us.

I come to my guy. You know, I truly believe God sent you to me. If no one’s heard our story—which you probably have—if you haven’t, just ask him. He will tell you how we got together and how we met. You’re my rock, and you love me unconditionally. I could not have asked for a better person to love me unconditionally, and you treat my kids as if they were your own, and give them guidance. We have to joke sometimes when we say, “I love you,” and we say, “What’s not to love?” There are days that I say, “Let me count the ways.” When you have six kids between you and seven grandkids, there’s always something going on. I love you, honey.

You know everything we do here in the Florida Senate is for the people we love, the constituents we care and serve for, and most importantly, it’s for the generation that follows us. We come to Tallahassee to tackle challenges, to fight for the freedom we hold dear, and to pave the way for a better future for all of our children and our constituents back home. As my time in Florida Senate comes to an end, I know I am leaving their future in good hands with many people like you. It is truly an honor of my life to serve with each and every one of you. I will leave you with this: be humble, be kind, live simply, love generously, care deeply, and leave the rest to God. Thank you.

## SPECIAL PRESENTATION

On behalf of the Senate, the President presented Senator Mayfield with a framed ceremonial copy of SB 712 (2020) Environmental Resource Management, ch. 2020-150, Laws of Florida, which was sponsored by Senator Mayfield and became law during her legislative career. This bill from the 2020 Regular Session establishes the “Clean Waterways Act,” which transformed state policy regarding septic tanks, biosolids, wastewater and stormwater infrastructure, and agriculture, taking meaningful action to protect and preserve Florida’s environment and address the most serious causes of pollution in our state. The bill is a major, generational step towards protecting Florida’s unique natural environment and the quality of life we as Floridians enjoy.

The President also presented Senator Mayfield’s husband, Bob, with a gift on behalf of the Senate.

## RECESS

The President declared the Senate in recess at 12:53 p.m. to reconvene at 1:30 p.m.

**AFTERNOON SESSION**

The Senate was called to order by President Passidomo at 1:30 p.m. A quorum present—40:

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

(b) “Sexual activity” has the same meaning as in s. 800.04(1).

(2) An adult who engages in a pattern of communication to a minor that includes explicit and detailed verbal descriptions or narrative accounts of sexual activity, sexual conduct, or sexual excitement and that is harmful to minors commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(3) A person’s ignorance of a minor’s age, a minor’s misrepresentation of his or her age, a bona fide belief of a minor’s age, or a minor’s consent may not be raised as a defense in a prosecution for a violation of this section.

Section 2. Paragraphs (c), (e), (f), and (g) of subsection (3) of section 921.0022, Florida Statutes, are amended to read:

921.0022 Criminal Punishment Code; offense severity ranking chart.—

(3) OFFENSE SEVERITY RANKING CHART

(c) LEVEL 3

**COMMUNICATION**

March 5, 2024

Pursuant to, Article III, Section 19(d) of the Florida Constitution, and Joint Rule Two, the Budget Conference Committee Report on HB 5001 was electronically furnished to each member of the Legislature, the Governor, each member of the Cabinet, and the Chief Justice of the Supreme Court.

The Conference Committee Report on HB 5001 was made available on Tuesday, March 5, 2024 at 11:48 A.M.

*Jeff Takacs*  
Clerk of the House

Florida Statute	Felony Degree	Description
119.10(2)(b)	3rd	Unlawful use of confidential information from police reports.
316.066(3)(b)-(d)	3rd	Unlawfully obtaining or using confidential crash reports.
316.193(2)(b)	3rd	Felony DUI, 3rd conviction.
316.1935(2)	3rd	Fleeing or attempting to elude law enforcement officer in patrol vehicle with siren and lights activated.
319.30(4)	3rd	Possession by junkyard of motor vehicle with identification number plate removed.
319.33(1)(a)	3rd	Alter or forge any certificate of title to a motor vehicle or mobile home.
319.33(1)(c)	3rd	Procure or pass title on stolen vehicle.
319.33(4)	3rd	With intent to defraud, possess, sell, etc., a blank, forged, or unlawfully obtained title or registration.
327.35(2)(b)	3rd	Felony BUI.
328.05(2)	3rd	Possess, sell, or counterfeit fictitious, stolen, or fraudulent titles or bills of sale of vessels.
328.07(4)	3rd	Manufacture, exchange, or possess vessel with counterfeit or wrong ID number.
376.302(5)	3rd	Fraud related to reimbursement for cleanup expenses under the Inland Protection Trust Fund.
379.2431(1)(e)5.	3rd	Taking, disturbing, mutilating, destroying, causing to be destroyed, transferring, selling, offering to sell, molesting, or harassing marine turtles, marine turtle eggs, or marine turtle nests in violation of the Marine Turtle Protection Act.
379.2431(1)(e)6.	3rd	Possessing any marine turtle species or hatchling, or parts thereof, or the nest of any marine turtle species described in the Marine Turtle Protection Act.

**SPECIAL ORDER CALENDAR, continued**

**CS for CS for SB 1656**—A bill to be entitled An act relating to child exploitation offenses; creating s. 800.045, F.S.; providing definitions; creating the offense of lewd or lascivious grooming; providing criminal penalties; amending s. 921.0022, F.S.; ranking the offense on the offense severity ranking chart of the Criminal Punishment Code; revising the ranking of specified child exploitation offenses for purposes of 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 CS for SB 1656**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1545** was withdrawn from the Committee on Fiscal Policy.

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

**CS for HB 1545**—A bill to be entitled An act relating to child exploitation offenses; amending s. 921.0022, F.S.; revising the ranking of specified child exploitation offenses for purposes of the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1656** and read the second time by title.

Senator Martin moved the following amendment which was adopted:

**Amendment 1 (285882) (with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. Section 847.01385, Florida Statutes, is created to read:

847.01385 *Harmful Communication to a Minor.*—

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

(a) “Communication” means any verbal or written communication.

379.2431(1)(e)7.	3rd	Soliciting to commit or conspiring to commit a violation of the Marine Turtle Protection Act.	817.2361	3rd	Creating, marketing, or presenting a false or fraudulent motor vehicle insurance card.
400.9935(4)(a) or (b)	3rd	Operating a clinic, or offering services requiring licensure, without a license.	817.413(2)	3rd	Sale of used goods of \$1,000 or more as new.
400.9935(4)(e)	3rd	Filing a false license application or other required information or failing to report information.	817.49(2)(b)1.	3rd	Willful making of a false report of a crime causing great bodily harm, permanent disfigurement, or permanent disability.
440.1051(3)	3rd	False report of workers' compensation fraud or retaliation for making such a report.	831.28(2)(a)	3rd	Counterfeiting a payment instrument with intent to defraud or possessing a counterfeit payment instrument with intent to defraud.
501.001(2)(b)	2nd	Tampers with a consumer product or the container using materially false/misleading information.	831.29	2nd	Possession of instruments for counterfeiting driver licenses or identification cards.
624.401(4)(a)	3rd	Transacting insurance without a certificate of authority.	836.13(2)	3rd	Person who promotes an altered sexual depiction of an identifiable person without consent.
624.401(4)(b)1.	3rd	Transacting insurance without a certificate of authority; premium collected less than \$20,000.	838.021(3)(b)	3rd	Threatens unlawful harm to public servant.
626.902(1)(a) & (b)	3rd	Representing an unauthorized insurer.	847.01385	3rd	<i>Harmful Communication to a Minor.</i>
697.08	3rd	Equity skimming.	860.15(3)	3rd	Overcharging for repairs and parts.
790.15(3)	3rd	Person directs another to discharge firearm from a vehicle.	870.01(2)	3rd	Riot.
794.053	3rd	Lewd or lascivious written solicitation of a person 16 or 17 years of age by a person 24 years of age or older.	870.01(4)	3rd	Inciting a riot.
806.10(1)	3rd	Maliciously injure, destroy, or interfere with vehicles or equipment used in firefighting.	893.13(1)(a)2.	3rd	Sell, manufacture, or deliver cannabis (or other s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) drugs).
806.10(2)	3rd	Interferes with or assaults firefighter in performance of duty.	893.13(1)(d)2.	2nd	Sell, manufacture, or deliver s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) drugs within 1,000 feet of university.
810.09(2)(c)	3rd	Trespass on property other than structure or conveyance armed with firearm or dangerous weapon.	893.13(1)(f)2.	2nd	Sell, manufacture, or deliver s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) drugs within 1,000 feet of public housing facility.
812.014(2)(c)2.	3rd	Grand theft; \$5,000 or more but less than \$10,000.	893.13(4)(c)	3rd	Use or hire of minor; deliver to minor other controlled substances.
812.0145(2)(c)	3rd	Theft from person 65 years of age or older; \$300 or more but less than \$10,000.	893.13(6)(a)	3rd	Possession of any controlled substance other than felony possession of cannabis.
812.015(8)(b)	3rd	Retail theft with intent to sell; conspires with others.	893.13(7)(a)8.	3rd	Withhold information from practitioner regarding previous receipt of or prescription for a controlled substance.
812.081(2)	3rd	Theft of a trade secret.	893.13(7)(a)9.	3rd	Obtain or attempt to obtain controlled substance by fraud, forgery, misrepresentation, etc.
815.04(4)(b)	2nd	Computer offense devised to defraud or obtain property.	893.13(7)(a)10.	3rd	Affix false or forged label to package of controlled substance.
817.034(4)(a)3.	3rd	Engages in scheme to defraud (Florida Communications Fraud Act), property valued at less than \$20,000.	893.13(7)(a)11.	3rd	Furnish false or fraudulent material information on any document or record required by chapter 893.
817.233	3rd	Burning to defraud insurer.	893.13(8)(a)1.	3rd	Knowingly assist a patient, other person, or owner of an animal in ob-
817.234(8)(b) & (c)	3rd	Unlawful solicitation of persons involved in motor vehicle accidents.			
817.234(11)(a)	3rd	Insurance fraud; property value less than \$20,000.			
817.236	3rd	Filing a false motor vehicle insurance application.			



		taining a controlled substance through deceptive, untrue, or fraudulent representations in or related to the practitioner's practice.	381.0041(11)(b)	3rd	Donate blood, plasma, or organs knowing HIV positive.
893.13(8)(a)2.	3rd	Employ a trick or scheme in the practitioner's practice to assist a patient, other person, or owner of an animal in obtaining a controlled substance.	440.10(1)(g)	2nd	Failure to obtain workers' compensation coverage.
			440.105(5)	2nd	Unlawful solicitation for the purpose of making workers' compensation claims.
893.13(8)(a)3.	3rd	Knowingly write a prescription for a controlled substance for a fictitious person.	440.381(2)	3rd	Submission of false, misleading, or incomplete information with the purpose of avoiding or reducing workers' compensation premiums.
893.13(8)(a)4.	3rd	Write a prescription for a controlled substance for a patient, other person, or an animal if the sole purpose of writing the prescription is a monetary benefit for the practitioner.	624.401(4)(b)2.	2nd	Transacting insurance without a certificate or authority; premium collected \$20,000 or more but less than \$100,000.
918.13(1)	3rd	Tampering with or fabricating physical evidence.	626.902(1)(c)	2nd	Representing an unauthorized insurer; repeat offender.
944.47(1)(a)1. & 2.	3rd	Introduce contraband to correctional facility.	790.01(3)	3rd	Unlawful carrying of a concealed firearm.
944.47(1)(c)	2nd	Possess contraband while upon the grounds of a correctional institution.	790.162	2nd	Threat to throw or discharge destructive device.
985.721	3rd	Escapes from a juvenile facility (secure detention or residential commitment facility).	790.163(1)	2nd	False report of bomb, explosive, weapon of mass destruction, or use of firearms in violent manner.
(e) LEVEL 5			790.221(1)	2nd	Possession of short-barreled shotgun or machine gun.
Florida Statute	Felony Degree	Description	790.23	2nd	Felons in possession of firearms, ammunition, or electronic weapons or devices.
316.027(2)(a)	3rd	Accidents involving personal injuries other than serious bodily injury, failure to stop; leaving scene.	796.05(1)	2nd	Live on earnings of a prostitute; 1st offense.
316.1935(4)(a)	2nd	Aggravated fleeing or eluding.	800.04(6)(c)	3rd	Lewd or lascivious conduct; offender less than 18 years of age.
316.80(2)	2nd	Unlawful conveyance of fuel; obtaining fuel fraudulently.	800.04(7)(b)	2nd	Lewd or lascivious exhibition; offender 18 years of age or older.
322.34(6)	3rd	Careless operation of motor vehicle with suspended license, resulting in death or serious bodily injury.	806.111(1)	3rd	Possess, manufacture, or dispense fire bomb with intent to damage any structure or property.
327.30(5)	3rd	Vessel accidents involving personal injury; leaving scene.	812.0145(2)(b)	2nd	Theft from person 65 years of age or older; \$10,000 or more but less than \$50,000.
379.365(2)(c)1.	3rd	Violation of rules relating to: willful molestation of stone crab traps, lines, or buoys; illegal bartering, trading, or sale, conspiring or aiding in such barter, trade, or sale, or supplying, agreeing to supply, aiding in supplying, or giving away stone crab trap tags or certificates; making, altering, forging, counterfeiting, or reproducing stone crab trap tags; possession of forged, counterfeit, or imitation stone crab trap tags; and engaging in the commercial harvest of stone crabs while license is suspended or revoked.	812.015(8)(a) & (c)-(e)	3rd	Retail theft; property stolen is valued at \$750 or more and one or more specified acts.
			812.015(8)(f)	3rd	Retail theft; multiple thefts within specified period.
			812.019(1)	2nd	Stolen property; dealing in or trafficking in.
			812.081(3)	2nd	Trafficking in trade secrets.
			812.131(2)(b)	3rd	Robbery by sudden snatching.
379.367(4)	3rd	Willful molestation of a commercial harvester's spiny lobster trap, line, or buoy.	812.16(2)	3rd	Owning, operating, or conducting a chop shop.
379.407(5)(b)3.	3rd	Possession of 100 or more undersized spiny lobsters.	817.034(4)(a)2.	2nd	Communications fraud, value \$20,000 to \$50,000.

817.234(11)(b)	2nd	Insurance fraud; property value \$20,000 or more but less than \$100,000.	893.13(1)(c)2.	2nd	Sell, manufacture, or deliver cannabis (or other s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) drugs) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned recreational facility or community center.
817.234(1),(2)(a) & (3)(a)	3rd	Filing false financial statements, making false entries of material fact or false statements regarding property values relating to the solvency of an insuring entity.			
817.568(2)(b)	2nd	Fraudulent use of personal identification information; value of benefit, services received, payment avoided, or amount of injury or fraud, \$5,000 or more or use of personal identification information of 10 or more persons.	893.13(1)(d)1. 893.13(1)(e)2.	1st 2nd	Sell, manufacture, or deliver cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)5. drugs) within 1,000 feet of university. Sell, manufacture, or deliver cannabis or other drug prohibited under s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) within 1,000 feet of property used for religious services or a specified business site.
817.611(2)(a)	2nd	Traffic in or possess 5 to 14 counterfeit credit cards or related documents.			
817.625(2)(b)	2nd	Second or subsequent fraudulent use of scanning device, skimming device, or reencoder.	893.13(1)(f)1.	1st	Sell, manufacture, or deliver cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), or (2)(a), (2)(b), or (2)(c)5. drugs) within 1,000 feet of public housing facility.
825.1025(4)	3rd	Lewd or lascivious exhibition in the presence of an elderly person or disabled adult.			
<del>827.071(4)</del>	<del>2nd</del>	<del>Possess with intent to promote any photographic material, motion picture, etc., which includes child pornography.</del>	893.13(4)(b) 893.1351(1)	2nd 3rd	Use or hire of minor; deliver to minor other controlled substance. Ownership, lease, or rental for trafficking in or manufacturing of controlled substance.
<del>827.071(5)</del>	<del>3rd</del>	<del>Possess, control, or intentionally view any photographic material, motion picture, etc., which includes child pornography.</del>	(f) LEVEL 6		
828.12(2)	3rd	Tortures any animal with intent to inflict intense pain, serious physical injury, or death.	Florida Statute 316.027(2)(b)	Felony Degree 2nd	Description Leaving the scene of a crash involving serious bodily injury.
836.14(4)	2nd	Person who willfully promotes for financial gain a sexually explicit image of an identifiable person without consent.	316.193(2)(b)	3rd	Felony DUI, 4th or subsequent conviction.
839.13(2)(b)	2nd	Falsifying records of an individual in the care and custody of a state agency involving great bodily harm or death.	400.9935(4)(c) 499.0051(2)	2nd 2nd	Operating a clinic, or offering services requiring licensure, without a license. Knowing forgery of transaction history, transaction information, or transaction statement.
843.01(1)	3rd	Resist officer with violence to person; resist arrest with violence.	499.0051(3)	2nd	Knowing purchase or receipt of prescription drug from unauthorized person.
847.0135(5)(b)	2nd	Lewd or lascivious exhibition using computer; offender 18 years or older.	499.0051(4)	2nd	Knowing sale or transfer of prescription drug to unauthorized person.
847.0137(2) & (3)	3rd	Transmission of pornography by electronic device or equipment.	775.0875(1) 784.021(1)(a)	3rd 3rd	Taking firearm from law enforcement officer. Aggravated assault; deadly weapon without intent to kill.
847.0138(2) & (3)	3rd	Transmission of material harmful to minors to a minor by electronic device or equipment.	784.021(1)(b)	3rd	Aggravated assault; intent to commit felony.
874.05(1)(b)	2nd	Encouraging or recruiting another to join a criminal gang; second or subsequent offense.	784.041 784.048(3) 784.048(5)	3rd 3rd 3rd	Felony battery; domestic battery by strangulation. Aggravated stalking; credible threat. Aggravated stalking of person under 16.
874.05(2)(a)	2nd	Encouraging or recruiting person under 13 years of age to join a criminal gang.			
893.13(1)(a)1.	2nd	Sell, manufacture, or deliver cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)5. drugs).			

784.07(2)(c)	2nd	Aggravated assault on law enforcement officer.	812.13(2)(c)	2nd	Robbery, no firearm or other weapon (strong-arm robbery).
784.074(1)(b)	2nd	Aggravated assault on sexually violent predators facility staff.	817.4821(5)	2nd	Possess cloning paraphernalia with intent to create cloned cellular telephones.
784.08(2)(b)	2nd	Aggravated assault on a person 65 years of age or older.	817.49(2)(b)2.	2nd	Willful making of a false report of a crime resulting in death.
784.081(2)	2nd	Aggravated assault on specified official or employee.	817.505(4)(b)	2nd	Patient brokering; 10 or more patients.
784.082(2)	2nd	Aggravated assault by detained person on visitor or other detainee.	817.5695(3)(b)	2nd	Exploitation of person 65 years of age or older, value \$10,000 or more, but less than \$50,000.
784.083(2)	2nd	Aggravated assault on code inspector.			
787.02(2)	3rd	False imprisonment; restraining with purpose other than those in s. 787.01.	825.102(1)	3rd	Abuse of an elderly person or disabled adult.
790.115(2)(d)	2nd	Discharging firearm or weapon on school property.	825.102(3)(c)	3rd	Neglect of an elderly person or disabled adult.
790.161(2)	2nd	Make, possess, or throw destructive device with intent to do bodily harm or damage property.	825.1025(3)	3rd	Lewd or lascivious molestation of an elderly person or disabled adult.
790.164(1)	2nd	False report concerning bomb, explosive, weapon of mass destruction, act of arson or violence to state property, or use of firearms in violent manner.	825.103(3)(c)	3rd	Exploiting an elderly person or disabled adult and property is valued at less than \$10,000.
790.19	2nd	Shooting or throwing deadly missiles into dwellings, vessels, or vehicles.	827.03(2)(c)	3rd	Abuse of a child.
794.011(8)(a)	3rd	Solicitation of minor to participate in sexual activity by custodial adult.	827.03(2)(d)	3rd	Neglect of a child.
794.05(1)	2nd	Unlawful sexual activity with specified minor.	<del>827.071(2) &amp; (3)</del>	<del>2nd</del>	<del>Use or induce a child in a sexual performance, or promote or direct such performance.</del>
800.04(5)(d)	3rd	Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years of age; offender less than 18 years.	827.071(5)	3rd	Possess, control, or intentionally view any photographic material, motion picture, etc., which includes child pornography.
800.04(6)(b)	2nd	Lewd or lascivious conduct; offender 18 years of age or older.	828.126(3)	3rd	Sexual activities involving animals.
806.031(2)	2nd	Arson resulting in great bodily harm to firefighter or any other person.	836.05	2nd	Threats; extortion.
810.02(3)(c)	2nd	Burglary of occupied structure; unarmed; no assault or battery.	836.10	2nd	Written or electronic threats to kill, do bodily injury, or conduct a mass shooting or an act of terrorism.
810.145(8)(b)	2nd	Video voyeurism; certain minor victims; 2nd or subsequent offense.	843.12	3rd	Aids or assists person to escape.
812.014(2)(b)1.	2nd	Property stolen \$20,000 or more, but less than \$100,000, grand theft in 2nd degree.	847.011	3rd	Distributing, offering to distribute, or possessing with intent to distribute obscene materials depicting minors.
812.014(2)(c)5.	3rd	Grand theft; third degree; firearm.	847.012	3rd	Knowingly using a minor in the production of materials harmful to minors.
812.014(6)	2nd	Theft; property stolen \$3,000 or more; coordination of others.	847.0135(2)	3rd	Facilitates sexual conduct of or with a minor or the visual depiction of such conduct.
812.015(9)(a)	2nd	Retail theft; property stolen \$750 or more; second or subsequent conviction.	893.131	2nd	Distribution of controlled substances resulting in overdose or serious bodily injury.
812.015(9)(b)	2nd	Retail theft; aggregated property stolen within 30 days is \$3,000 or more; coordination of others.	914.23	2nd	Retaliation against a witness, victim, or informant, with bodily injury.
812.015(9)(d)	2nd	Retail theft; multiple thefts within specified period.	918.13(2)(b)	2nd	Tampering with or fabricating physical evidence relating to a capital felony.
			944.35(3)(a)2.	3rd	Committing malicious battery upon or inflicting cruel or inhuman treat-

		ment on an inmate or offender on community supervision, resulting in great bodily harm.	466.026(1)	3rd	Practicing dentistry or dental hygiene without a license.
944.40	2nd	Escapes.	467.201	3rd	Practicing midwifery without a license.
944.46	3rd	Harboring, concealing, aiding escaped prisoners.	468.366	3rd	Delivering respiratory care services without a license.
944.47(1)(a)5.	2nd	Introduction of contraband (firearm, weapon, or explosive) into correctional facility.	483.828(1)	3rd	Practicing as clinical laboratory personnel without a license.
951.22(1)(i)	3rd	Firearm or weapon introduced into county detention facility.	483.901(7)	3rd	Practicing medical physics without a license.
(g) LEVEL 7			484.013(1)(c)	3rd	Preparing or dispensing optical devices without a prescription.
Florida Statute	Felony Degree	Description	484.053	3rd	Dispensing hearing aids without a license.
316.027(2)(c)	1st	Accident involving death, failure to stop; leaving scene.	494.0018(2)	1st	Conviction of any violation of chapter 494 in which the total money and property unlawfully obtained exceeded \$50,000 and there were five or more victims.
316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.			
316.1935(3)(b)	1st	Causing serious bodily injury or death to another person; driving at high speed or with wanton disregard for safety while fleeing or attempting to elude law enforcement officer who is in a patrol vehicle with siren and lights activated.	560.123(8)(b)1. 560.125(5)(a)	3rd	Failure to report currency or payment instruments exceeding \$300 but less than \$20,000 by a money services business. Money services business by unauthorized person, currency or payment instruments exceeding \$300 but less than \$20,000.
327.35(3)(c)2.	3rd	Vessel BUI resulting in serious bodily injury.			
402.319(2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.	655.50(10)(b)1. 775.21(10)(a)	3rd	Failure to report financial transactions exceeding \$300 but less than \$20,000 by financial institution. Sexual predator; failure to register; failure to renew driver license or identification card; other registration violations.
409.920(2)(b)1.a.	3rd	Medicaid provider fraud; \$10,000 or less.			
409.920(2)(b)1.b.	2nd	Medicaid provider fraud; more than \$10,000, but less than \$50,000.	775.21(10)(b)	3rd	Sexual predator working where children regularly congregate.
456.065(2)	3rd	Practicing a health care profession without a license.	775.21(10)(g)	3rd	Failure to report or providing false information about a sexual predator; harbor or conceal a sexual predator.
456.065(2)	2nd	Practicing a health care profession without a license which results in serious bodily injury.	782.051(3)	2nd	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.
458.327(1)	3rd	Practicing medicine without a license.			
459.013(1)	3rd	Practicing osteopathic medicine without a license.	782.07(1)	2nd	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).
460.411(1)	3rd	Practicing chiropractic medicine without a license.	782.071	2nd	Killing of a human being or unborn child by the operation of a motor vehicle in a reckless manner (vehicular homicide).
461.012(1)	3rd	Practicing podiatric medicine without a license.			
462.17	3rd	Practicing naturopathy without a license.	782.072	2nd	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).
463.015(1)	3rd	Practicing optometry without a license.	784.045(1)(a)1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
464.016(1)	3rd	Practicing nursing without a license.			
465.015(2)	3rd	Practicing pharmacy without a license.	784.045(1)(a)2.	2nd	Aggravated battery; using deadly weapon.

784.045(1)(b)	2nd	Aggravated battery; perpetrator aware victim pregnant.	800.04(5)(c)2.	2nd	Lewd or lascivious molestation; victim 12 years of age or older but younger than 16 years of age; offender 18 years of age or older.
784.048(4)	3rd	Aggravated stalking; violation of injunction or court order.	800.04(5)(e)	1st	Lewd or lascivious molestation; victim 12 years of age or older but younger than 16 years; offender 18 years or older; prior conviction for specified sex offense.
784.048(7)	3rd	Aggravated stalking; violation of court order.			
784.07(2)(d)	1st	Aggravated battery on law enforcement officer.	806.01(2)	2nd	Maliciously damage structure by fire or explosive.
784.074(1)(a)	1st	Aggravated battery on sexually violent predators facility staff.	810.02(3)(a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
784.08(2)(a)	1st	Aggravated battery on a person 65 years of age or older.	810.02(3)(b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
784.081(1)	1st	Aggravated battery on specified official or employee.	810.02(3)(d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
784.082(1)	1st	Aggravated battery by detained person on visitor or other detainee.	810.02(3)(e)	2nd	Burglary of authorized emergency vehicle.
784.083(1)	1st	Aggravated battery on code inspector.			
787.06(3)(a)2.	1st	Human trafficking using coercion for labor and services of an adult.	812.014(2)(a)1.	1st	Property stolen, valued at \$100,000 or more or a semitrailer deployed by a law enforcement officer; property stolen while causing other property damage; 1st degree grand theft.
787.06(3)(e)2.	1st	Human trafficking using coercion for labor and services by the transfer or transport of an adult from outside Florida to within the state.	812.014(2)(b)2.	2nd	Property stolen, cargo valued at less than \$50,000, grand theft in 2nd degree.
790.07(4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).	812.014(2)(b)3.	2nd	Property stolen, emergency medical equipment; 2nd degree grand theft.
790.16(1)	1st	Discharge of a machine gun under specified circumstances.	812.014(2)(b)4.	2nd	Property stolen, law enforcement equipment from authorized emergency vehicle.
790.165(2)	2nd	Manufacture, sell, possess, or deliver hoax bomb.	812.014(2)(f)	2nd	Grand theft; second degree; firearm with previous conviction of s. 812.014(2)(c)5.
790.165(3)	2nd	Possessing, displaying, or threatening to use any hoax bomb while committing or attempting to commit a felony.	812.0145(2)(a)	1st	Theft from person 65 years of age or older; \$50,000 or more.
790.166(3)	2nd	Possessing, selling, using, or attempting to use a hoax weapon of mass destruction.	812.019(2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
790.166(4)	2nd	Possessing, displaying, or threatening to use a hoax weapon of mass destruction while committing or attempting to commit a felony.	812.131(2)(a) 812.133(2)(b)	2nd 1st	Robbery by sudden snatching. Carjacking; no firearm, deadly weapon, or other weapon.
790.23	1st, PBL	Possession of a firearm by a person who qualifies for the penalty enhancements provided for in s. 874.04.	817.034(4)(a)1. 817.234(8)(a)	1st 2nd	Communications fraud, value greater than \$50,000. Solicitation of motor vehicle accident victims with intent to defraud.
794.08(4)	3rd	Female genital mutilation; consent by a parent, guardian, or a person in custodial authority to a victim younger than 18 years of age.	817.234(9)	2nd	Organizing, planning, or participating in an intentional motor vehicle collision.
796.05(1)	1st	Live on earnings of a prostitute; 2nd offense.	817.234(11)(c)	1st	Insurance fraud; property value \$100,000 or more.
796.05(1)	1st	Live on earnings of a prostitute; 3rd and subsequent offense.	817.2341(2)(b) & (3)(b)	1st	Making false entries of material fact or false statements regarding property values relating to the solvency of an insuring entity which are a significant cause of the insolvency of that entity.
800.04(5)(c)1.	2nd	Lewd or lascivious molestation; victim younger than 12 years of age; offender younger than 18 years of age.			

817.418(2)(a)	3rd	Offering for sale or advertising personal protective equipment with intent to defraud.	893.13(1)(c)1.	1st	Sell, manufacture, or deliver cocaine (or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)5.) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned recreational facility or community center.
817.504(1)(a)	3rd	Offering or advertising a vaccine with intent to defraud.			
817.535(2)(a)	3rd	Filing false lien or other unauthorized document.			
817.611(2)(b)	2nd	Traffic in or possess 15 to 49 counterfeit credit cards or related documents.	893.13(1)(e)1.	1st	Sell, manufacture, or deliver cocaine or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)5., within 1,000 feet of property used for religious services or a specified business site.
825.102(3)(b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.	893.13(4)(a)	1st	Use or hire of minor; deliver to minor other controlled substance.
825.103(3)(b)	2nd	Exploiting an elderly person or disabled adult and property is valued at \$10,000 or more, but less than \$50,000.	893.135(1)(a)1.	1st	Trafficking in cannabis, more than 25 lbs., less than 2,000 lbs.
827.03(2)(b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.	893.135(1)(b)1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
827.04(3)	3rd	Impregnation of a child under 16 years of age by person 21 years of age or older.	893.135(1)(c)1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
			893.135(1)(c)2.a.	1st	Trafficking in hydrocodone, 28 grams or more, less than 50 grams.
827.071(2) & (3)	2nd	<i>Use or induce a child in a sexual performance, or promote or direct such performance.</i>	893.135(1)(c)2.b.	1st	Trafficking in hydrocodone, 50 grams or more, less than 100 grams.
827.071(4)	2nd	<i>Possess with intent to promote any photographic material, motion picture, etc., which includes child pornography.</i>	893.135(1)(c)3.a.	1st	Trafficking in oxycodone, 7 grams or more, less than 14 grams.
			893.135(1)(c)3.b.	1st	Trafficking in oxycodone, 14 grams or more, less than 25 grams.
837.05(2)	3rd	Giving false information about alleged capital felony to a law enforcement officer.	893.135(1)(c)4.b.(I)	1st	Trafficking in fentanyl, 4 grams or more, less than 14 grams.
838.015	2nd	Bribery.	893.135(1)(d)1.a.	1st	Trafficking in phencyclidine, 28 grams or more, less than 200 grams.
838.016	2nd	Unlawful compensation or reward for official behavior.	893.135(1)(e)1.	1st	Trafficking in methaqualone, 200 grams or more, less than 5 kilograms.
838.021(3)(a)	2nd	Unlawful harm to a public servant.	893.135(1)(f)1.	1st	Trafficking in amphetamine, 14 grams or more, less than 28 grams.
838.22	2nd	Bid tampering.			
843.0855(2)	3rd	Impersonation of a public officer or employee.	893.135(1)(g)1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.
843.0855(3)	3rd	Unlawful simulation of legal process.	893.135(1)(h)1.a.	1st	Trafficking in gamma-hydroxybutyric acid (GHB), 1 kilogram or more, less than 5 kilograms.
843.0855(4)	3rd	Intimidation of a public officer or employee.			
847.0135(3)	3rd	Solicitation of a child, via a computer service, to commit an unlawful sex act.	893.135(1)(j)1.a.	1st	Trafficking in 1,4-Butanediol, 1 kilogram or more, less than 5 kilograms.
			893.135(1)(k)2.a.	1st	Trafficking in Phenethylamines, 10 grams or more, less than 200 grams.
847.0135(4)	2nd	Traveling to meet a minor to commit an unlawful sex act.	893.135(1)(m)2.a.	1st	Trafficking in synthetic cannabinoids, 280 grams or more, less than 500 grams.
872.06	2nd	Abuse of a dead human body.			
874.05(2)(b)	1st	Encouraging or recruiting person under 13 to join a criminal gang; second or subsequent offense.	893.135(1)(m)2.b.	1st	Trafficking in synthetic cannabinoids, 500 grams or more, less than 1,000 grams.
874.10	1st, PBL	Knowingly initiates, organizes, plans, finances, directs, manages, or supervises criminal gang-related activity.	893.135(1)(n)2.a.	1st	Trafficking in n-benzyl phenethylamines, 14 grams or more, less than 100 grams.

On motion by Senator Martin, by two-thirds vote, **CS for HB 1545**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

**SPECIAL RECOGNITION**

Senator Gruters recognized Connie Brunni, and members of the Sarasota County Republican Assembly Chapter, America’s Future, and the Christian Family Coalition, who were seated in the gallery in support of CS for CS for SB 1656, related to Child Exploitation Offenses.

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**CS for CS for SB 7042**—A bill to be entitled An act relating to commodities produced by forced labor; creating s. 287.1346, F.S.; defining terms; prohibiting a company on the forced labor vendor list from taking certain procurement actions; prohibiting an agency from procuring commodities from certain companies for a certain timeframe; requiring that certain solicitations and contracts include a certain statement; requiring that certain contracts include a certain termination provision; requiring a member of a company’s senior management to provide a certain certification within a specified timeframe; requiring a company to provide a certain notification to the Department of Management Services within a certain timeframe; requiring an agency to provide certain information to the department within a certain timeframe; requiring the department to create and maintain a forced labor vendor list; providing requirements for such list; requiring the department to publish such list quarterly and to post such list on its website; providing for automatic removal from the list if certain conditions are met; providing a process for the department to place a company on such list; subjecting a company that submits a false certification or that should have had certain knowledge to a fine; authorizing a company that receives certain notice to file a petition for a certain hearing; providing requirements and procedures for such hearings; providing evidentiary standards for certain proceedings; authorizing a company placed on such list to petition for removal; providing requirements for such petitions; authorizing the removal of a company from such list under certain circumstances; providing construction; requiring that collected fines be deposited into the General Revenue Fund; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 7042**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1331** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Avila—

**CS for CS for HB 1331**—A bill to be entitled An act relating to commodities produced by forced labor; creating s. 287.1346, F.S.; providing definitions; prohibiting a company on the forced labor vendor list from taking certain procurement actions; prohibiting an agency from procuring commodities from certain companies for a certain period; requiring certain solicitations and contracts to include a certain statement; requiring certain contracts to include a certain termination provision; requiring a member of a company’s senior management to provide a certain certification; requiring a company to provide a certain

893.1351(2)	2nd	Possession of place for trafficking in or manufacturing of controlled substance.
896.101(5)(a)	3rd	Money laundering, financial transactions exceeding \$300 but less than \$20,000.
896.104(4)(a)1.	3rd	Structuring transactions to evade reporting or registration requirements, financial transactions exceeding \$300 but less than \$20,000.
943.0435(4)(c)	2nd	Sexual offender vacating permanent residence; failure to comply with reporting requirements.
943.0435(8)	2nd	Sexual offender; remains in state after indicating intent to leave; failure to comply with reporting requirements.
943.0435(9)(a)	3rd	Sexual offender; failure to comply with reporting requirements.
943.0435(13)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
943.0435(14)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
944.607(9)	3rd	Sexual offender; failure to comply with reporting requirements.
944.607(10)(a)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
944.607(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
944.607(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.
985.4815(10)	3rd	Sexual offender; failure to submit to the taking of a digitized photograph.
985.4815(12)	3rd	Failure to report or providing false information about a sexual offender; harbor or conceal a sexual offender.
985.4815(13)	3rd	Sexual offender; failure to report and reregister; failure to respond to address verification; providing false registration information.

Section 3. This act shall take effect October 1, 2024.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to child exploitation offenses; creating s. 847.01385, F.S.; providing definitions; creating the offense of harmful communication to a minor; providing criminal penalties; amending s. 921.0022, F.S.; ranking the offense on the offense severity ranking chart of the Criminal Punishment Code; revising the ranking of specified child exploitation offenses for purposes of the offense severity ranking chart of the Criminal Punishment Code; prohibiting the raising of specified arguments as a defense in a prosecution for certain violations; providing an effective date.

notification to the Department of Management Services within a certain period; requiring an agency to provide certain information to the department within a certain period; requiring the department to create and maintain a forced labor vendor list; providing requirements for such list; providing for automatic removal from the list; providing a process for the department to place a company on such list; subjecting a company that submits a false certification or that should have had certain knowledge to a fine; authorizing a company that receives certain notice to file a petition for a certain hearing; providing requirements and procedures for such hearings; providing evidentiary standards for certain proceedings; authorizing a company placed on such list to petition for removal; providing requirements for such petitions; authorizing the removal of a company from such list in certain circumstances; providing construction; requiring the deposit of collected fines into the General Revenue Fund; providing an effective date.

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

On motion by Senator Avila, by two-thirds vote, **CS for CS for HB 1331** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

**SB 7058**—A bill to be entitled An act relating to criminal history checks for the Florida State Guard; creating s. 251.002, F.S.; requiring applicants for the Florida State Guard to submit a complete set of fingerprints to the Division of the State Guard or other specified entity, vendor, or agency; requiring that the division or such entity, vendor, or agency forward the fingerprints to the Department of Law Enforcement for processing and that the department forward the fingerprints to the Federal Bureau of Investigation for a national criminal history check; requiring the Department of Military Affairs, and authorizing the division, to review certain results and make a specified determination; requiring the division to bear the fees for state and federal processing of the fingerprints; specifying the state cost for fingerprint processing; requiring that the fingerprints be retained by the Department of Law Enforcement in accordance with a specified provision and enrollment of the fingerprints in the Federal Bureau of Investigation’s national retained print arrest notification program; requiring that identified arrest records to be sent to the division; granting rulemaking authority to the Department of Military Affairs and the division; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7058**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1551** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Avila—

**CS for HB 1551**—A bill to be entitled An act relating to the Florida State Guard; creating s. 251.002, F.S.; requiring each applicant for the Florida State Guard to submit a complete set of fingerprints to the Division of the State Guard or to a certain vendor, entity, or agency; requiring fingerprints to be forwarded to the Department of Law En-

forcement for state processing and to the Federal Bureau of Investigation for a national criminal history record check; requiring the Department of Military Affairs, and authorizing the division, to review certain results and make a specified determination; requiring the division to bear the fees for state and federal fingerprint processing and retention; specifying the state cost for fingerprint processing; requiring retention of fingerprints by the Department of Law Enforcement and enrollment of the fingerprints in the Federal Bureau of Investigation’s national retained print arrest notification program; requiring an identified arrest record to be reported to the division; providing an effective date.

—a companion measure, was substituted for **SB 7058** and read the second time by title.

On motion by Senator Avila, by two-thirds vote, **CS for HB 1551** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Perry
Albritton	Davis	Pizzo
Avila	DiCeglie	Polsky
Baxley	Garcia	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingoglia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Burton	Mayfield	Wright
Calatayud	Osgood	Yarborough

Nays—None

Vote after roll call:

Yea—Grall

**SB 7068**—A bill to be entitled An act relating to pretrial detention hearings; amending s. 907.041, F.S.; authorizing a court to base certain orders of pretrial detention solely on hearsay; making technical changes; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7068**, pursuant to Rule 3.11(3), there being no objection, **HB 7067** was withdrawn from the Committee on Appropriations.

On motion by Senator Bradley—

**HB 7067**—A bill to be entitled An act relating to pretrial detention hearings; amending s. 907.041, F.S.; authorizing a court to base an order of pretrial detention solely on hearsay; making technical changes; providing an effective date.

—a companion measure, was substituted for **SB 7068** and read the second time by title.

Senator Bradley moved the following amendment which was adopted:

**Amendment 1 (137798) (with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. Paragraphs (j) through (m) of subsection (5) of section 907.041, Florida Statutes, are redesignated as paragraphs (k) through (n), respectively, paragraph (i) of that subsection is amended, and a new paragraph (j) is added to that subsection, to read:

907.041 Pretrial detention and release.—

(5) PRETRIAL DETENTION.—



(i) ~~The defendant is entitled to be represented by counsel, to present witnesses and evidence, and to cross-examine witnesses.~~ The rules concerning admissibility of evidence in criminal trials do not apply to the presentation and consideration of evidence at the detention hearing. *The court may base an order of pretrial detention under paragraph (d) solely on hearsay.*, but Evidence secured in violation of the United States Constitution or the Constitution of the State of Florida shall not be admissible.

(j) *The defendant is entitled to be represented by counsel, to present witnesses and evidence, and to cross-examine witnesses.* No testimony by the defendant shall be admissible to prove guilt at any other judicial proceeding, but such testimony may be admitted in an action for perjury, based upon the defendant's statements made at the pretrial detention hearing, or for impeachment.

Section 2. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to pretrial detention hearings; amending s. 907.041, F.S.; authorizing a court to base certain orders of pretrial detention solely on hearsay; making technical changes; providing an effective date.

Pursuant to Rule 4.19, **HB 7067**, as amended, was placed on the calendar of Bills on Third Reading.

On motion by Senator Collins—

**CS for HB 347**—A bill to be entitled An act relating to exemptions from products liability actions; amending s. 487.081, F.S.; specifying circumstances under which products liability actions may not be brought against agricultural employers, distributors, dealers, or applicators; providing applicability; providing an effective date.

—was read the second time by title.

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

Senator Pizzo moved the following amendment which failed:

**Amendment 1 (670730) (with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. Subsection (7) is added to section 487.081, Florida Statutes, to read:

487.081 Exemptions.—

(7)(a) *A products liability action, including a failure to warn, may not be brought or maintained against an applicator of pesticides unless:*

1. *The applicator exercised substantial control over an aspect of the design, testing, manufacture, or labeling of the product alleged to have caused the harm for which recovery of damages is sought;*

2. *The applicator altered or modified the product, and the alteration or modification was a legal cause of the alleged harm for which recovery of damages is sought;*

3. *The applicator handled, used, or applied the product in a manner inconsistent with the product label, and such action or failure to warn was a legal cause of the alleged harm for which recovery of damages is sought;*

4. *The applicator engaged in some other negligent act relating to the pesticide, and such negligence was a legal cause of the alleged harm for which the recovery of damages is sought;*

5. *The manufacturer of the product alleged to have caused the harm for which recovery of damages is sought is not subject to personal jurisdiction in this state; or*

6. *The manufacturer of the product alleged to have caused the harm for which recovery of damages is sought is located in or is incorporated*

*in, or the product is manufactured in, a foreign country of concern as defined in s. 288.860, including the People's Republic of China, the Russian Federation, the Islamic Republic of Iran, the Democratic People's Republic of Korea, the Republic of Cuba, the Venezuelan regime of Nicolás Maduro, or the Syrian Arab Republic, including any agency of or any other entity under significant control of such foreign country of concern.*

(b) *This subsection applies only to pesticides as defined in s. 487.021.*

Section 2. This act shall take effect July 1, 2024.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to exemptions from products liability actions; amending s. 487.081, F.S.; specifying circumstances under which products liability actions may not be brought against applicators of pesticides; providing applicability; providing an effective date.

Pursuant to Rule 4.19, **CS for HB 347** was placed on the calendar of Bills on Third Reading.

**CS for SB 84**—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in specified counties; directing the Department of Transportation to erect suitable markers by a specified date; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 84**, pursuant to Rule 3.11(3), there being no objection, **HB 91** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Book—

**HB 91**—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in specified counties; directing the Department of Transportation to erect suitable markers by a certain date; providing an effective date.

—a companion measure, was substituted for **CS for SB 84** and read the second time by title.

On motion by Senator Book, by two-thirds vote, **HB 91** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingolia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

**SPECIAL RECOGNITION**

Senator Book recognized Savannah Buffett, daughter of late singer Jimmy Buffett; her husband, Joshua; and Judith Ranger Smith, Executive Director of Singing for Change, who were present in the gallery in support of CS for SB 84, related to Jimmy Buffett Highway.

**CS for CS for CS for SB 266**—A bill to be entitled An act relating to transportation; amending s. 206.46, F.S.; prohibiting the Department of Transportation from annually committing more than a certain percentage of revenues derived from state fuel taxes and motor vehicle license-related fees to public transit projects; providing exceptions; amending s. 288.9606, F.S.; conforming provisions to changes made by the act; making technical changes; amending s. 318.14, F.S.; increasing the number of times a driver may elect to attend a basic driver improvement course approved by the Department of Highway Safety and Motor Vehicles in lieu of a court appearance; amending ss. 318.1451 and 322.095, F.S.; requiring the department to annually review changes made to certain laws and to require that course content for specified driving courses be modified in accordance with relevant changes; amending s. 334.30, F.S.; authorizing the Department of Transportation to enter into comprehensive agreements with private entities or the consortia thereof for the building, operation, ownership, or financing of transportation facilities; conforming provisions to changes made by the act; replacing the term “public-private partnership agreement” with the term “comprehensive agreement”; requiring a private entity to provide an independent traffic and revenue study prepared by a certain expert; providing a requirement for such study; revising the timeframe within which the department must publish a certain notice of receipt of an unsolicited proposal for a public-private transportation project; authorizing the department to enter into an interim agreement with a private entity regarding a qualifying project; providing that an interim agreement does not obligate the department to enter into a comprehensive agreement and is not required under certain circumstances; providing requirements for an interim agreement; authorizing the secretary of the department to authorize comprehensive agreements for a term of up to 75 years for certain projects; making technical changes; requiring the department to notify the Division of Bond Finance of the State Board of Administration before entering into an interim agreement or a comprehensive agreement; amending s. 336.044, F.S.; prohibiting a local governmental entity from adopting certain standards or specifications concerning asphalt pavement material; amending s. 337.11, F.S.; requiring the department to receive three letters of interest before proceeding with requests for proposals for certain contracts; making technical changes; amending s. 337.18, F.S.; authorizing the department to allow the issuance of multiple contract performance and payment bonds in succession to meet certain requirements; revising the timeframe for certain actions against the contractor or the surety; specifying a timeframe for when an action for recovery of retainage must be instituted; amending s. 337.195, F.S.; revising a presumption regarding the proximate cause of death, injury, or damage in a civil suit against the department; defining terms; providing for immunity for contractors under certain circumstances; conforming provisions related to certain limitations on liability relating to traffic control plans; making technical changes; providing construction; providing that certain provisions do not preclude liability when the contractor’s negligence is the proximate cause of the personal injury, property damage, or death; revising a presumption regarding a design engineer’s degree of care and skill; deleting immunity for certain persons and entities; amending s. 338.26, F.S.; revising the date by which fees generated from tolls deposited into the State Transportation Trust Fund must be used to reimburse a local government entity for certain costs of operating a specified fire station; requiring that the interlocal agreement which authorizes such reimbursement to control for a specified time until the local governmental entity and the department enter into a new agreement or agree to extend the agreement; specifying the amount of reimbursement for the 2024-2025 fiscal year; requiring the local governmental entity, by a specified date and at specified intervals thereafter, to provide a maintenance and operations comprehensive plan to the department, which includes a current inventory of assets; requiring the local government entity and the department to review and adopt the comprehensive plan as part of the interlocal agreement; requiring the department to program corresponding funding needs into the department’s work program; requiring that ownership and title of certain equipment purchased with state funds and used at the fire station during the term of the interlocal agreement transfer to the state at the end of the term of the agreement; creating s. 339.2820, F.S.; creating within the department a local agency program for a specified purpose; requiring the department to update certain project cost estimates at a specified time and include a contingency amount as part of the project cost estimate; authorizing the department to oversee certain projects; requiring local agencies to prioritize budgeting certain local projects through their respective M.P.O.’s or governing boards for a specified purpose; specifying that certain funds are available only to local agen-

cies that are certified by the department; requiring local agencies to include in certain contracts a specified document and a contingency amount for costs incurred due to unforeseen conditions; amending ss. 339.2825 and 627.06501, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

#### SENATOR HUTSON PRESIDING

Pending further consideration of **CS for CS for CS for SB 266**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 287** was withdrawn from the Committee on Appropriations.

On motion by Senator Hooper—

**CS for CS for CS for HB 287**—A bill to be entitled An act relating to transportation; amending s. 206.46, F.S.; limiting the amount of certain revenues in the State Transportation Trust Fund which the Department of Transportation may annually commit to public transit projects; providing exceptions; amending s. 288.9606, F.S.; conforming provisions to changes made by the act; amending s. 318.14, F.S.; increasing the number of times a driver may elect to attend a basic driver improvement course approved by the Department of Highway Safety and Motor Vehicles in lieu of a court appearance; amending ss. 318.1451 and 322.095, F.S.; requiring the department to annually review changes made to certain laws and to require course content for specified driving courses to be modified in accordance with relevant changes; amending s. 334.30, F.S.; authorizing the Department of Transportation to enter into comprehensive agreements with private entities for certain purposes; revising provisions relating to a traffic and revenue study provided by a private entity; revising the time period during which the department will accept additional proposals after receiving an unsolicited proposal, based on project complexity; authorizing the department to enter into an interim agreement with a private entity before or in connection with negotiating a comprehensive agreement; providing requirements; authorizing the department secretary to authorize an agreement term of up to 75 years for certain projects; requiring the department to notify the Division of Bond Finance before entering into an interim or comprehensive agreement; amending s. 336.044, F.S.; prohibiting a local governmental entity from deeming reclaimed asphalt pavement material as solid waste; amending s. 337.11, F.S.; requiring the department to receive at least three letters of interest in order to proceed with a request for proposals for design-build contracts and phased design-build contracts; requiring a motor vehicle used for specified work on a department project to be registered in compliance with certain provisions; amending s. 337.18, F.S.; authorizing the department to allow the issuance of certain contract performance and payment bonds for phased design-build contracts; authorizing the department to determine whether to reduce bonding requirements; revising the time periods within which certain actions must be instituted by a claimant; amending s. 337.195, F.S.; providing definitions; providing a presumption that if a death, injury, or damage results from a motor vehicle crash within a construction zone in which the driver of a vehicle was under the influence of certain marijuana, the driver’s operation of such vehicle was the proximate cause of his or her own death, injury, or damage; revising conditions under which a contractor is immune from liability; conforming provisions to changes made by the act; revising provisions relating to a prohibition against naming the department or certain entities on a jury verdict form if determined to be immune from liability for injury, death, or damage; amending s. 337.25, F.S.; requiring the department to issue a right of first refusal to the previous owner of certain property acquired by the department if such previous owner provides written notice to the department, within a specified timeframe, of his or her interest in reacquiring such property; requiring the department to acknowledge receipt of such notice in writing within a specified timeframe; amending s. 338.26, F.S.; providing that a certain interlocal agreement for the fire station on the Alligator Alley toll road controls until the local governmental entity and the department extend the agreement or enter into a new agreement; limiting the amount of reimbursement; requiring the local governmental entity to provide a specified periodic comprehensive plan to the department; requiring the local governmental entity and the department to adopt such plan as part of the interlocal agreement; requiring certain funding needs to be included in the department’s work program and in the local governmental entity’s capital comprehensive plan and budget; requiring ownership and title of certain equipment purchased

with state funds to transfer to the state at the end of the term of the interlocal agreement; creating s. 339.28201, F.S.; creating a Local Agency Program within the department for certain funding purposes; requiring oversight by the department; providing requirements for the department's project cost estimate; providing for prioritization and budget of certain local projects; providing funding eligibility requirements; providing contract requirements; amending ss. 339.2825 and 627.06501, F.S.; conforming provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 266** and read the second time by title.

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

Yeas—38

Madam President	Collins	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Perry	

Nays—2

Davis	Osgood
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Vote after roll call:

Nay to Yea—Osgood

**SB 436**—A bill to be entitled An act relating to a pregnancy and parenting resources website; creating s. 383.0131, F.S.; requiring the Department of Health, in consultation with the Department of Children and Families and the Agency for Health Care Administration, to maintain a website that provides information and links to certain pregnancy and parenting resources; requiring each department and the agency to provide a clear and conspicuous link to the website on their respective websites; requiring the Department of Health to contract with a third party to develop the website by a specified date; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 436**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 415** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Grall—

**CS for HB 415**—A bill to be entitled An act relating to a pregnancy and parenting resources website; creating s. 383.0131, F.S.; requiring the Department of Health, in consultation with the Department of Children and Families and the Agency for Health Care Administration, to maintain a website that provides information and links to certain pregnancy and parenting resources; requiring each department and the agency to provide a clear and conspicuous link to the website on their respective websites; requiring the Department of Health to contract with a third party to develop the website by a specified date; providing an appropriation; providing an effective date.

—a companion measure, was substituted for **SB 436** and read the second time by title.

On motion by Senator Grall, by two-thirds vote, **CS for HB 415** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—27

Madam President	Burton	Hutson
Albritton	Calatayud	Ingoglia
Avila	Collins	Martin
Baxley	DiCeglie	Mayfield
Boyd	Garcia	Perry
Bradley	Grall	Rodriguez
Brodeur	Gruters	Trumbull
Broxson	Harrell	Wright
Burgess	Hooper	Yarborough

Nays—12

Berman	Osgood	Rouson
Book	Pizzo	Stewart
Davis	Polsky	Thompson
Jones	Powell	Torres

Vote after roll call:

Yea—Simon

**CS for SB 516**—A bill to be entitled An act relating to emergency refills of insulin and insulin-related supplies or equipment; amending s. 465.0275, F.S.; authorizing pharmacists to dispense an emergency refill of insulin and insulin-related supplies or equipment a specified number of times per year; amending s. 893.04, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 516**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 201** was withdrawn from the Committee on Rules.

On motion by Senator Rodriguez—

**CS for HB 201**—A bill to be entitled An act relating to emergency refills of insulin and insulin-related supplies or equipment; amending s. 465.0275, F.S.; authorizing an emergency refill of insulin and insulin-related supplies or equipment a specified number of times per year; amending s. 893.04, F.S.; conforming a provision to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for SB 516** and read the second time by title.

On motion by Senator Rodriguez, by two-thirds vote, **CS for HB 201** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

**CS for SB 574**—A bill to be entitled An act relating to in-store servicing of alcoholic beverages; amending s. 561.424, F.S.; conforming provisions to changes made by the act; creating s. 561.425, F.S.; authorizing the in-store servicing of distilled spirits sold by a distributor to a vendor; defining the term “in-store servicing”; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 574**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 709** was withdrawn from the Committee on Rules.

On motion by Senator Burgess—

**CS for HB 709**—A bill to be entitled An act relating to in-store servicing of alcoholic beverages; amending s. 561.424, F.S.; conforming provisions to changes made by the act; creating s. 561.425, F.S.; authorizing the in-store servicing of distilled spirits sold by a distributor to a vendor; defining the term “in-store servicing”; providing an effective date.

—a companion measure, was substituted for **CS for SB 574** and read the second time by title.

On motion by Senator Burgess, by two-thirds vote, **CS for HB 709** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright

Nays—1

Yarborough

**CS for SB 658**—A bill to be entitled An act relating to cybersecurity incident liability; creating s. 768.401, F.S.; providing that a county, municipality, other political subdivision of the state, commercial entity, or third-party agent that complies with certain requirements is not liable in connection with a cybersecurity incident; requiring certain entities to adopt certain revised frameworks or standards within a specified time period; providing that a private cause of action is not established; providing that certain failures are not evidence of negligence and do not constitute negligence per se; specifying that the defendant in certain actions has a certain burden of proof; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 658**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 473** was withdrawn from the Committee on Rules.

On motion by Senator DiCeglie—

**CS for CS for HB 473**—A bill to be entitled An act relating to cybersecurity incident liability; creating s. 768.401, F.S.; providing definitions; providing that a county, municipality, other political subdivision of the state, covered entity, or third-party agent that complies with certain requirements is not liable in connection with a cybersecurity incident; requiring covered entities and third-party agents to adopt revised frameworks, standards, laws, or regulations within a specified

time period; providing that a private cause of action is not established; providing that certain failures are not evidence of negligence and do not constitute negligence per se; specifying that the defendant in certain actions has a certain burden of proof; providing applicability; providing an effective date.

—a companion measure, was substituted for **CS for SB 658** and read the second time by title.

On motion by Senator DiCeglie, by two-thirds vote, **CS for CS for HB 473** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—32

Madam President	Calatayud	Mayfield
Albritton	Collins	Perry
Avila	DiCeglie	Polsky
Baxley	Garcia	Powell
Berman	Grall	Rodriguez
Boyd	Gruters	Simon
Bradley	Harrell	Stewart
Brodeur	Hooper	Trumbull
Broxson	Hutson	Wright
Burgess	Ingoglia	Yarborough
Burton	Martin	

Nays—8

Book	Osgood	Thompson
Davis	Pizzo	Torres
Jones	Rouson	

**CS for CS for CS for SB 796**—A bill to be entitled An act relating to anti-human trafficking; amending s. 16.618, F.S.; extending the future repeal date of the direct-support organization for the Statewide Council on Human Trafficking; amending ss. 394.875, 456.0341, and 480.043, F.S.; revising the hotline telephone number to be included in human trafficking awareness signs; amending s. 509.096, F.S.; deleting obsolete provisions; revising the hotline telephone number to be included in human trafficking awareness signs; amending s. 562.13, F.S.; revising applicability of provisions governing the employment of minors by vendors licensed under the Beverage Law; amending s. 787.06, F.S.; requiring that contractors with governmental entities attest that they do not use coercion for labor or services; defining the term “governmental entity”; amending s. 787.29, F.S.; revising the hotline telephone number to be included in human trafficking awareness signs; creating s. 787.30, F.S.; defining terms; prohibiting the employment of persons younger than 21 years of age in adult entertainment establishments; providing criminal penalties; requiring adult entertainment establishments to check identification of entertainers; specifying forms of identification that may be used; prohibiting the raising of specified arguments as a defense in a prosecution for certain violations; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 796**, pursuant to Rule 3.11(3), there being no objection, **HB 7063** was withdrawn from the Committee on Fiscal Policy.

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

**HB 7063**—A bill to be entitled An act relating to anti-human trafficking; amending s. 16.618, F.S.; extending the future repeal date of the direct-support organization for the Statewide Council on Human Trafficking; amending ss. 394.875, 456.0341, and 480.043, F.S.; revising the hotline number to be included on human trafficking awareness signs; amending s. 509.096, F.S.; removing obsolete provisions; revising the hotline number to be included on human trafficking awareness signs; amending s. 787.06, F.S.; requiring that contractors with governmental entities attest that the contractors do not use human trafficked labor; providing a definition; amending s. 787.29, F.S.; revising the hotline number to be included in human trafficking awareness signs; providing an effective date.

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

Senator Avila moved the following amendment which was adopted:

**Amendment 1 (545678) (with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. Subsection (12) of section 16.618, Florida Statutes, is amended to read:

16.618 Direct-support organization.—

(12) This section is repealed October 1, 2029 ~~2024~~, unless reviewed and saved from repeal by the Legislature.

Section 2. Paragraph (b) of subsection (8) of section 394.875, Florida Statutes, is amended to read:

394.875 Crisis stabilization units, residential treatment facilities, and residential treatment centers for children and adolescents; authorized services; license required.—

(8)

(b) Residential treatment centers for children and adolescents must conspicuously place signs on their premises to warn children and adolescents of the dangers of human trafficking and to encourage the reporting of individuals observed attempting to engage in human trafficking activity. The signs must contain the telephone number for *the Florida Human Trafficking Hotline, 1-855-FLA-SAFE, the National Human Trafficking Hotline* or such other number that the Department of Law Enforcement uses to detect and stop human trafficking. The department, in consultation with the agency, shall specify, at a minimum, the content of the signs by rule.

Section 3. Subsection (3) of section 456.0341, Florida Statutes, is amended to read:

456.0341 Requirements for instruction on human trafficking.—The requirements of this section apply to each person licensed or certified under chapter 457; chapter 458; chapter 459; chapter 460; chapter 461; chapter 463; chapter 465; chapter 466; part II, part III, part V, or part X of chapter 468; chapter 480; or chapter 486.

(3) By January 1, 2025 ~~2021~~, the licensees or certificateholders shall post in their place of work in a conspicuous place accessible to employees a sign at least 11 inches by 15 inches in size, printed in a clearly legible font and in at least a 32-point type, which substantially states in English and Spanish:

“If you or someone you know is being forced to engage in an activity and cannot leave, whether it is prostitution, housework, farm work, factory work, retail work, restaurant work, or any other activity, call *the Florida Human Trafficking Hotline, 1-855-FLA-SAFE, the National Human Trafficking Resource Center at 888-373-7888* or text *INFO or HELP to 233-733* to access help and services. Victims of slavery and human trafficking are protected under United States and Florida law.”

Section 4. Subsection (13) of section 480.043, Florida Statutes, is amended to read:

480.043 Massage establishments; requisites; licensure; inspection; human trafficking awareness training and policies.—

(13) By January 1, 2025 ~~2021~~, a massage establishment shall implement a procedure for reporting suspected human trafficking to *the Florida Human Trafficking Hotline, 1-855-FLA-SAFE, the National Human Trafficking Hotline* or to a local law enforcement agency and shall post in a conspicuous place in the establishment which is accessible to employees a sign with the relevant provisions of the reporting procedure.

Section 5. Subsections (1) and (3) of section 509.096, Florida Statutes, are amended to read:

509.096 Human trafficking awareness training and policies for ~~employees of public lodging establishments; enforcement.~~—

(1) A public lodging establishment shall:

(a) Provide annual training regarding human trafficking awareness to employees of the establishment who perform housekeeping duties in the rental units or who work at the front desk or reception area where guests ordinarily check in or check out. Such training must also be provided for new employees within 60 days after they begin their employment in those roles, ~~or by January 1, 2021, whichever occurs later~~. Each employee must submit to the hiring establishment a signed and dated acknowledgment of having received the training, which the establishment must provide to the Department of Business and Professional Regulation upon request. The establishment may keep such acknowledgment electronically.

(b) ~~By January 1, 2021~~, Implement a procedure for the reporting of suspected human trafficking to the National Human Trafficking Hotline or to a local law enforcement agency.

(c) By January 1, 2025 ~~2021~~, post in a conspicuous location in the establishment which is accessible to employees a human trafficking public awareness sign at least 11 inches by 15 inches in size, printed in an easily legible font and in at least 32-point type, which states in English and Spanish and any other language predominantly spoken in that area which the department deems appropriate substantially the following:

“If you or someone you know is being forced to engage in an activity and cannot leave, whether it is prostitution, housework, farm work, factory work, retail work, restaurant work, or any other activity, call *the Florida Human Trafficking Hotline, 1-855-FLA-SAFE, the National Human Trafficking Resource Center at 888-373-7888* or text *INFO or HELP to 233-733* to access help and services. Victims of slavery and human trafficking are protected under United States and Florida law.”

(3) ~~For a violation committed on or after July 1, 2023~~, The division shall impose an administrative fine of \$2,000 per day on a public lodging establishment that is not in compliance with this section and remit the fines to the direct-support organization established under s. 16.618, unless the division receives adequate written documentation from the public lodging establishment which provides assurance that each deficiency will be corrected within 45 days after the division provided the public lodging establishment with notice of its violation. For a second or subsequent violation of this subsection ~~committed on or after July 1, 2023~~, the division may not provide a correction period to a public lodging establishment and must impose the applicable administrative fines.

Section 6. Section 562.13, Florida Statutes, is amended to read:

562.13 Employment of minors or certain other persons by certain vendors prohibited; exceptions.—

(1) Unless otherwise provided in this section, it is unlawful for any vendor licensed under the Beverage Law to employ any person under 18 years of age.

(2) This section shall not apply to:

(a) Professional entertainers 17 years of age who are not in school.

(b) Minors employed in the entertainment industry, as defined by s. 450.012(5), who have either been granted a waiver under s. 450.095 or employed under the terms of s. 450.132 or under rules adopted pursuant to either of these sections.

(c) Persons under the age of 18 years who are employed in drug-stores, grocery stores, department stores, florists, specialty gift shops, or automobile service stations which have obtained licenses to sell beer or beer and wine, when such sales are made for consumption off the premises.

(d) Persons 17 years of age or over or any person furnishing evidence that he or she is a senior high school student with written permission of the principal of said senior high school or that he or she is a senior high school graduate, or any high school graduate, employed by a bona fide food service establishment where alcoholic beverages are sold, provided such persons do not participate in the sale, preparation, or service of the beverages and that their duties are of such nature as to provide them

with training and knowledge as might lead to further advancement in food service establishments.

(e) Persons under the age of 18 years employed as bellhops, elevator operators, and others in hotels when such employees are engaged in work apart from the portion of the hotel property where alcoholic beverages are offered for sale for consumption on the premises.

(f) Persons under the age of 18 years employed in bowling alleys in which alcoholic beverages are sold or consumed, so long as such minors do not participate in the sale, preparation, or service of such beverages.

(g) Persons under the age of 18 years employed by a bona fide dinner theater as defined in this paragraph, as long as their employment is limited to the services of an actor, actress, or musician. For the purposes of this paragraph, a dinner theater means a theater presenting consecutive productions playing no less than 3 weeks each in conjunction with dinner service on a regular basis. In addition, both events must occur in the same room, and the only advertised price of admission must include both the cost of the meal and the attendance at the performance.

(h) Persons under the age of 18 years who are employed in places of business licensed under s. 565.02(6), provided such persons do not participate in the sale, preparation, or service of alcoholic beverages.

However, a minor who qualifies for one of the exceptions in this subsection to whom this subsection otherwise applies may not be employed as or perform if the employment, whether as a professional entertainer or otherwise if such employment involves nudity, as defined in s. 847.001, on the part of the minor and such nudity is intended as a form of adult entertainment, or be employed by an adult entertainment establishment, as defined in s. 847.001.

(3)(a) It is unlawful for any vendor licensed under the beverage law to employ as a manager or person in charge or as a bartender any person:

1. Who has been convicted within the last past 5 years of any offense against the beverage laws of this state, the United States, or any other state.

2. Who has been convicted within the last past 5 years in this state or any other state or the United States of soliciting for prostitution, pandering, letting premises for prostitution, keeping a disorderly place, or any felony violation of chapter 893 or the controlled substances act of any other state or the Federal Government.

3. Who has, in the last past 5 years, been convicted of any felony in this state, any other state, or the United States.

The term “conviction” shall include an adjudication of guilt on a plea of guilty or nolo contendere or forfeiture of a bond when such person is charged with a crime.

(b) This subsection shall not apply to any vendor licensed under the provisions of s. 563.02(1)(a) or s. 564.02(1)(a).

Section 7. Subsection (13) is added to section 787.06, Florida Statutes, to read:

**787.06 Human trafficking.—**

(13) When a contract is executed, renewed, or extended between a nongovernmental entity and a governmental entity, the nongovernmental entity must provide the governmental entity with an affidavit signed by an officer or a representative of the nongovernmental entity under penalty of perjury attesting that the nongovernmental entity does not use coercion for labor or services as defined in this section. For purposes of this subsection, the term “governmental entity” has the same meaning as in s. 287.138(1).

Section 8. Subsection (4) of section 787.29, Florida Statutes, is amended to read:

**787.29 Human trafficking public awareness signs.—**

(4) The required public awareness sign must be at least 8.5 inches by 11 inches in size, must be printed in at least a 16-point type, and must state substantially the following in English and Spanish:

“If you or someone you know is being forced to engage in an activity and cannot leave—whether it is prostitution, housework, farm work, factory work, retail work, restaurant work, or any other activity—call the *Florida Human Trafficking Hotline, 1-855-FLA-SAFE, the National Human Trafficking Resource Center at 1-888-373-7888* or text *INFO* or *HELP* to *233-733* to access help and services. Victims of slavery and human trafficking are protected under United States and Florida law.”

Section 9. Section 787.30, Florida Statutes, is created to read:

**787.30 Employing persons under the age of 21 years in adult entertainment establishments prohibited.—**

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

(a) “Adult entertainment establishment” has the same meaning as in s. 847.001.

(b) “Nude” means the showing of the human male or female genitals, pubic area, or buttock with less than a fully opaque covering; or the showing of the female breast with less than a fully opaque covering of any portion thereof below the top of the nipple; or the depiction of covered male genitals in a discernibly turgid state. A mother’s breastfeeding of her baby does not under any circumstance constitute nudity, regardless of whether the nipple is covered during or incidental to feeding.

(2)(a) Except as provided in paragraph (b), an owner, a manager, an employee, or a contractor of an adult entertainment establishment who knowingly employs, contracts with, contracts with another person to employ, or otherwise permits a person younger than 21 years of age to perform or work in an adult entertainment establishment commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(b) An owner, a manager, an employee, or a contractor of an adult entertainment establishment who knowingly employs, contracts with, contracts with another person to employ, or otherwise permits a person younger than 21 years of age to perform or work while nude in an adult entertainment establishment commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(3) An owner, a manager, an employee, or a contractor of an adult entertainment establishment who permits a person to perform as an entertainer or work in any capacity for the establishment shall carefully check the person’s driver license or identification card issued by this state or another state of the United States, a passport, or a United States Uniformed Services identification card presented by the person and act in good faith and in reliance upon the representation and appearance of the person in the belief that the person is 21 years of age or older.

(4) For purposes of this section, a person’s ignorance of another person’s age or a person’s misrepresentation of his or her age may not be raised as a defense in a prosecution for a violation of this section.

Section 10. This act shall take effect July 1, 2024.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to anti-human trafficking; amending s. 16.618, F.S.; extending the future repeal date of the direct-support organization for the Statewide Council on Human Trafficking; amending ss. 394.875, 456.0341, and 480.043, F.S.; revising the hotline telephone number to be included on human trafficking awareness signs; amending s. 509.096, F.S.; deleting obsolete provisions; revising the hotline telephone number to be included on human trafficking awareness signs; amending s. 562.13, F.S.; revising applicability of provisions governing the employment of minors by vendors licensed under the Beverage Law; amending s. 787.06, F.S.; requiring nongovernmental entities contracting with governmental entities to attest that they do not use coercion for labor or services; defining the term “governmental entity”; amending s. 787.29, F.S.; revising the hotline telephone number to be included on human trafficking awareness signs; creating s. 787.30, F.S.; defining terms; prohibiting the employment of persons younger than 21 years of age in adult entertainment establishments; providing criminal penalties; requiring adult entertainment establishments to check identification of entertainers; specifying forms of identification that

may be used; prohibiting the raising of specified arguments as a defense in a prosecution for certain violations; providing an effective date.

WHEREAS, Florida is ranked third nationally for reported cases of human trafficking abuses, many of which involved sex trafficking, and

WHEREAS, adult entertainment establishments are widely recognized as being a significant part of the sex trafficking network used by traffickers to coerce and facilitate men, women, and children into performing sexual acts, which places the employees of these establishments in direct and frequent contact with the victims of human trafficking, and

WHEREAS, victims of sex trafficking are frequently recruited to work as performers or employees in adult entertainment establishments, and

WHEREAS, researchers have found that sex trafficking victims are more likely to be trafficked by someone from within her or his own community, and

WHEREAS, persons younger than 21 years of age are more likely to still remain within and dependent on the community in which they were raised, and

WHEREAS, research studies have identified the average age at which a person in the United States enters the sex trade for the first time as 17 years of age, and

WHEREAS, sex trade at adult entertainment establishments is a common occurrence in Florida, thereby subjecting performers at these establishments to frequent propositions and enticements to engage in sex trade actions and sex trafficking from customers, as well as strip club employees, managers, and owners, and

WHEREAS, an understanding of history and human nature reveals that there are sex criminals of various kinds who will prey on the young and vulnerable, and

WHEREAS, restricting the employment of persons younger than 21 years of age at adult entertainment establishments furthers an important state interest of protecting those vulnerable individuals from sex trafficking, drug abuse, and other harm, and

WHEREAS, many court opinions recognize that, while expressive activities are entitled to some First Amendment protections at adult entertainment establishments, content-neutral restrictions or regulations intended to minimize the secondary harmful effects of those businesses tend to be upheld, and

WHEREAS, on November 16, 2018, the federal Fifth Circuit Court of Appeals, in the case of Jane Doe I v. Landry, 909 F.3d 99 (5th Cir. 2018), upheld a Louisiana law that prohibited establishments licensed to serve alcohol from employing nearly nude entertainers younger than 21 years of age on the grounds that the law furthered the state’s interests in curbing human trafficking and prostitution, and

WHEREAS, the federal district court in Valadez v. Paxton, 553 F.Supp.3d 387 (W.D. Tex. 2021), denied a motion for a preliminary injunction against the enforcement of Texas Senate Bill 315 prohibiting “all working relationships between 18-20-year-olds and sexually-oriented businesses” because the plaintiffs failed to show that the age restrictions were not rationally related to the state’s interest in curbing human trafficking, and

WHEREAS, the federal district court in DC Operating, LLC v. Paxton, 586 F.Supp.3d 554 (W.D. Tex. 2022), denied a motion for a preliminary injunction against Texas Senate Bill 315, at least in part, because of the state’s evidence of the correlation between raising the minimum employment age and reducing human trafficking, and

WHEREAS, the federal district court in Wacko’s Too, Inc., v. City of Jacksonville, 658 F.Supp.3d 1086 (M.D. Fla. 2023), upheld age restrictions in a City of Jacksonville ordinance requiring performers at adult entertainment establishments to be at least 21 years of age based, at least in part, on evidence that there was a reasonable basis to believe that the age restrictions would further the city’s interest in preventing human and sex trafficking, NOW, THEREFORE,

On motion by Senator Avila, by two-thirds vote, **HB 7063**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—35

Madam President	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Book	Grall	Rodriguez
Boyd	Gruters	Rouson
Bradley	Harrell	Simon
Brodeur	Hooper	Stewart
Broxson	Hutson	Torres
Burgess	Ingoglia	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough
Collins	Osgood	

Nays—3

Berman	Powell	Thompson
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Vote after roll call:

Yea—Jones

Consideration of **CS for CS for SB 830** was deferred.

**CS for SB 846**—A bill to be entitled An act relating to risk retention groups; amending s. 324.021, F.S.; revising the definition of the term “motor vehicle liability policy” to include policies of liability insurance issued by certain risk retention groups; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 846**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 215** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator DiCeglie—

**CS for HB 215**—A bill to be entitled An act relating to risk retention groups; amending s. 324.021, F.S.; providing that motor vehicle insurance coverage issued by risk retention groups operating under federal law satisfies financial responsibility requirements under state motor vehicle law; providing an effective date.

—a companion measure, was substituted for **CS for SB 846** and read the second time by title.

On motion by Senator DiCeglie, by two-thirds vote, **CS for HB 215** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Nays—None

**CS for SB 896**—A bill to be entitled An act relating to health care practitioners and massage therapy; amending s. 456.026, F.S.; requiring that a certain annual report required of the Department of Health include specified data; amending s. 456.074, F.S.; requiring the department to immediately suspend the license of massage therapists and massage establishments under certain circumstances; requiring the department to suspend the license of any person or entity under its jurisdiction under certain circumstances; amending s. 480.033, F.S.; revising and providing definitions; amending s. 480.035, F.S.; revising quorum requirements for the Board of Massage Therapy; amending s. 480.043, F.S.; revising certain rules the board is required to adopt; prohibiting sexual activity and certain related activities in massage establishments; specifying prohibited conduct by establishment owners and employees; providing requirements for outside windows and signs in massage establishments; providing exceptions; providing employee dress code requirements, with an exception; requiring massage establishments to maintain certain employment records in English or Spanish; requiring that specified information be recorded before an employee may provide services or treatment; requiring massage establishments to conspicuously display a photo and specified information for each employee; requiring that such photos and information be displayed before an employee may provide services or treatment; providing for such requirements in massage establishments within public lodging establishments; requiring massage establishments to maintain customer and patient records, in English or Spanish, for services and treatment provided in the massage establishment; providing that medical records satisfy certain requirements; requiring massage establishments to maintain such records for a specified timeframe; requiring massage establishments to collect and record specified information; requiring massage establishments to confirm the identification of a customer or patient before providing services or treatment; amending s. 480.0465, F.S.; revising advertising requirements and prohibitions for massage therapists and massage establishments; amending s. 480.0475, F.S.; prohibiting massage establishments from being used as a temporary domicile for, to shelter or harbor, or as sleeping quarters for any person, with an exception; amending s. 480.0535, F.S.; requiring the department's investigators to request valid government identification from all employees while in a massage establishment; specifying additional documents that a person operating a massage establishment must immediately present, upon request, to department investigators and law enforcement officers; requiring the department to notify a federal immigration office if specified persons in a massage establishment fail to provide valid government identification; amending s. 823.05, F.S.; providing criminal penalties; providing appropriations and authorizing positions; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 896**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 197** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Martin—

**CS for CS for HB 197**—A bill to be entitled An act relating to health care practitioners and massage therapy; amending s. 456.026, F.S.; requiring the Department of Health to report specified data; amending s. 456.074, F.S.; authorizing the department to immediately suspend the license of certain health care practitioners and massage establishments in certain circumstances; amending s. 480.033, F.S.; revising and providing definitions; amending s. 480.035, F.S.; revising quorum requirements for the Board of Massage Therapy; amending s. 480.043, F.S.; revising certain rules the board is required to adopt; revising the timeframe in which establishment owners must report specified information to the department; prohibiting sexual activity and certain devices in massage establishments; specifying prohibited conduct by establishment owners and employees; providing requirements for outside windows and signs in massage establishments; providing exceptions; providing employee dress code requirements; requiring establishments to maintain certain employment records in English or Spanish; requiring that specified information be recorded before an employee may provide services or treatment; requiring massage establishments to conspicuously display a photo and specified information for each employee; requiring that such photos and information be displayed before an employee may provide services or treatment; providing for such requirements in massage establishments within public lodging establishments; requiring massage establishments to maintain customer and patient records for services and treatment provided in the

massage establishment in English or Spanish; providing that medical records satisfy certain requirements; requiring massage establishments to maintain such records for a specified timeframe; requiring massage establishments to collect and record specified information; requiring massage establishments to confirm the identification of a customer or patient before providing services or treatment; amending s. 480.0465, F.S.; revising advertising requirements for massage therapists and massage establishments; amending s. 480.0475, F.S.; prohibiting establishments from sheltering or harboring, or being used as sleeping quarters for, any person; amending s. 480.0535, F.S.; requiring Department of Health investigators to request valid government identification from all employees while in a massage establishment; specifying additional documents a person operating a massage establishment must immediately present, upon request, to department investigators and law enforcement officers; requiring the department to notify a federal immigration office if specified persons fail to provide valid government identification; amending s. 823.05, F.S.; conforming a cross-reference; providing an appropriation; providing an effective date.

—a companion measure, was substituted for **CS for SB 896** and read the second time by title.

On motion by Senator Martin, by two-thirds vote, **CS for CS for HB 197** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Madam President	DiCeglie	Pizzo
Avila	Garcia	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough
Davis	Perry	

Nays—None

**SB 910**—A bill to be entitled An act relating to public records; amending ss. 394.47891 and 394.47892, F.S.; providing public records exemptions for specified veterans treatment court program records and mental health court program records, respectively; authorizing disclosure of confidential and exempt information under certain circumstances; providing for retroactive application; providing for future legislative review and repeal; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 910**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 715** was withdrawn from the Committee on Rules.

On motion by Senator Rouson—

**CS for HB 715**—A bill to be entitled An act relating to public records; amending ss. 394.47891 and 394.47892, F.S.; providing public records exemptions for specified veterans treatment court program records and mental health court program records, respectively; providing exceptions; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **SB 910** and read the second time by title.

On motion by Senator Rouson, by two-thirds vote, **CS for HB 715** 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—39

Madam President	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Nays—None

**CS for CS for SB 954**—A bill to be entitled An act relating to certified public accountants; amending s. 473.313, F.S.; authorizing certain certified public accountants to apply to the Department of Business and Professional Regulation to place their licenses on retired status; authorizing the Board of Accountancy to prescribe by rule a certain application; providing requirements for the application; providing that a licensee loses retired status; authorizing a retired licensee to take certain actions without losing retired status; requiring a certain affirmation; authorizing a retired licensee to accept certain reimbursements or per diem amounts; prohibiting a retired licensee from offering or rendering certain professional services; providing for the reactivation of a retired licensee's license; providing requirements for the conditions of such reactivation; providing a definition; amending s. 473.302, F.S.; revising a definition; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 954**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 813** was withdrawn from the Committee on Rules.

On motion by Senator Gruters—

**CS for HB 813**—A bill to be entitled An act relating to certified public accountants; amending s. 473.313, F.S.; authorizing certain certified public accountants to apply to the Department of Business and Professional Regulation to place their licenses on retired status; authorizing the Board of Accountancy to prescribe by rule a certain application; providing requirements for the application; providing that a licensee loses retired status in certain circumstances; authorizing a retired licensee to take certain actions without losing retired status; requiring a certain affirmation; authorizing a retired licensee to accept certain reimbursements or per diem amounts; prohibiting a retired licensee from offering or rendering certain professional services; providing for the reactivation of a retired licensee's license; providing requirements for the conditions of such reactivation; providing a definition; amending s. 473.302, F.S.; revising a definition; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 954** and read the second time by title.

On motion by Senator Gruters, by two-thirds vote, **CS for HB 813** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Burgess	Harrell
Avila	Burton	Hooper
Baxley	Calatayud	Hutson
Berman	Collins	Ingoglia
Book	Davis	Jones
Boyd	DiCeglie	Martin
Bradley	Garcia	Mayfield
Brodeur	Grall	Osgood
Broxson	Gruters	Perry

Pizzo	Rouson	Torres
Polsky	Simon	Trumbull
Powell	Stewart	Wright
Rodriguez	Thompson	Yarborough

Nays—None

**CO-INTRODUCERS**

All Senators voting yea, not previously shown as co-introducers, were recorded as co-introducers of **CS for CS for SB 954**.

The vote was:

Yeas—36

Madam President	Collins	Pizzo
Avila	Davis	Polsky
Baxley	DiCeglie	Powell
Berman	Garcia	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingoglia	Thompson
Broxson	Jones	Torres
Burgess	Mayfield	Trumbull
Burton	Osgood	Wright
Calatayud	Perry	Yarborough

**CS for CS for SB 964**—A bill to be entitled An act relating to coverage for biomarker testing; amending s. 110.12303, F.S.; defining terms; requiring the Department of Management Services to provide coverage of biomarker testing for specified purposes for state employees' state group health insurance plan policies issued on or after a specified date; specifying circumstances under which such coverage may be provided; requiring state group health insurance plans to provide enrollees and participating providers with a clear and convenient process for authorization requests for biomarker testing; requiring that such process be readily accessible online; providing construction; amending s. 409.906, F.S.; defining terms; authorizing the Agency for Health Care Administration to pay for biomarker testing under the Medicaid program for specified purposes, subject to specific appropriations; specifying circumstances under which such payments may be made; requiring that Medicaid recipients and participating providers be provided a clear and convenient process for authorization requests for biomarker testing; requiring that such process be readily accessible online; providing construction; authorizing the agency to seek federal approval for biomarker testing payments; creating s. 409.9745, F.S.; requiring managed care plans under contract with the agency in the Medicaid program to provide coverage for biomarker testing for Medicaid recipients in a certain manner; requiring managed care plans to provide Medicaid recipients and health care providers with a clear and convenient process for authorization requests for biomarker testing; requiring that such process be readily accessible on the managed care plan's website; providing construction; requiring the agency to include the rate impact of the act in certain rates that become effective on a specified date; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 964**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 885** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Calatayud—

**CS for CS for HB 885**—A bill to be entitled An act relating to coverage for biomarker testing; amending s. 110.12303, F.S.; requiring the Department of Management Services to provide coverage of biomarker testing for specified purposes for state employees' state group health insurance plan policies issued on or after a specified date; specifying circumstances under which such coverage may be provided; providing definitions; requiring a clear, convenient, and readily accessible process for authorization requests for biomarker testing; providing construction; amending s. 409.906, F.S.; authorizing the Agency for Health Care

Administration to pay for biomarker testing under the Medicaid program for specified purposes, subject to specific appropriations; specifying circumstances under which such payments may be made; providing definitions; requiring a clear, convenient, and readily accessible process for authorization requests for biomarker testing; providing construction; authorizing the agency to seek federal approval for biomarker testing payments; creating s. 409.9745, F.S.; requiring managed care plans under contract with the agency in the Medicaid program to provide coverage for biomarker testing for Medicaid recipients in a certain manner; requiring a clear, convenient, and readily accessible process for authorization requests for biomarker testing; providing construction; requiring the agency to include a certain rate impact in specified Medicaid program rates; providing effective dates.

—a companion measure, was substituted for **CS for CS for SB 964** and read the second time by title.

On motion by Senator Calatayud, by two-thirds vote, **CS for CS for HB 885** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Nays—None

**THE PRESIDENT PRESIDING**

Consideration of **CS for CS for CS for SB 996** was deferred.

**CS for SB 1000**—A bill to be entitled An act relating to public records; amending s. 28.47, F.S.; providing that certain information submitted to the clerk of the circuit court or property appraiser for the purpose of registering for a recording notification service or a related service is confidential and exempt from public records requirements; providing an exception; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a directive to the Division of Law Revision; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1000**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 285** was withdrawn from the Committee on Rules.

On motion by Senator DiCeglie—

**CS for CS for HB 285**—A bill to be entitled An act relating to public records; amending s. 28.47, F.S.; providing that certain information submitted to the clerk of the circuit court or property appraiser for the purpose of registering for a recording notification service or a related service is confidential and exempt from public records requirements; providing an exception; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a directive to the Division of Law Revision; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **CS for SB 1000** and read the second time by title.

On motion by Senator DiCeglie, by two-thirds vote, **CS for CS for HB 285** 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—39

Madam President	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Nays—None

**CS for CS for SB 1006**—A bill to be entitled An act relating to nicotine products and dispensing devices; reordering and amending s. 569.31, F.S.; revising and defining terms for purposes of part II of ch. 569, F.S.; creating s. 569.311, F.S.; requiring nicotine product manufacturers who sell nicotine dispensing products in this state to execute and deliver a form, under penalty of perjury, to the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation for each dispensing device sold within this state which meets certain criteria; specifying requirements for the form prescribed by the division; requiring nicotine product manufacturers to submit certain additional materials when submitting the form to the division; requiring a manufacturer to notify the division of certain events; requiring the division to develop and maintain a directory listing certified nicotine product manufacturers and certified nicotine dispensing devices by a specified date; specifying requirements for the directory; requiring the division to establish rules to provide notice to a nicotine product manufacturer before removal of the manufacturer or any of its nicotine dispensing devices from the directory; providing for administrative review of action by the division regarding the directory; providing penalties for certain violations by manufacturers; subjecting retail and wholesale nicotine products dealers to inspections or audits to ensure compliance; requiring the division to publish findings of such inspections and audits and make them available to the public; authorizing the division to adopt certain procedures by rule; authorizing the division to take certain actions against nicotine product manufacturers who fail to provide certain documents or information; requiring all fines to be deposited into the General Revenue Fund; creating s. 569.312, F.S.; requiring specified manufacturers and dealers of nicotine dispensing devices to maintain certain records for a specified timeframe; requiring such manufacturers and dealers to timely comply with division requests to produce records; authorizing the division to examine such records for specified purposes; providing for enforcement; authorizing the division to assess administrative fines for noncompliance and requiring all fines to be deposited into the General Revenue Fund; creating s. 569.313, F.S.; prohibiting the sale, shipment, or distributing of certain nicotine dispensing devices from being sold for retail sale in this state; providing a criminal penalty; authorizing the division to assess fines and requiring all fines to be deposited into the General Revenue Fund; creating s. 569.316, F.S.; requiring persons or entities that seek to deal or sell certain nicotine products to retail dealers to obtain a wholesale nicotine products dealer permit; specifying requirements and limitations regarding the issuance of such permits; specifying conditions under which the division may refuse to issue a permit; providing requirements and limitations for permitholders; providing that a wholesale dealer or a distributing agent does not need separate or additional wholesale nicotine products permits in this state; creating s. 569.317, F.S.; requiring wholesale nicotine products dealer permitholders to purchase and sell for retail sale only nicotine dispensing devices listed in the division's directory; authorizing the division to suspend or revoke a permit if a violation is deemed to have occurred; authorizing the division to assess administrative penalties for violations and requiring all fines to be deposited into the General Revenue Fund;

amending s. 569.32, F.S.; requiring that retail nicotine products dealer permits be issued annually; providing procedures for the renewal of permits; requiring the division to levy a delinquent fee under certain circumstances; requiring the division to adopt by rule a certain procedure for the submittal of applications; prohibiting the division from granting exemptions from permit fees; making technical changes; amending s. 569.33, F.S.; providing that holders of a wholesale nicotine products dealer permit must consent to certain inspections and searches without a warrant; amending s. 569.34, F.S.; providing criminal penalties for the unlawful sale or dealing of unlisted nicotine dispensing devices; providing criminal penalties for the unauthorized purchase of certain nicotine dispensing devices; authorizing the division to suspend or revoke a permit of a permit holder upon sufficient cause of a violation of part II of ch. 569, F.S.; authorizing the division to assess an administrative penalty for violations and requiring all fines to be deposited into the General Revenue Fund; making technical changes; creating s. 569.345, F.S.; providing for the seizure and destruction of unlawful nicotine dispensing devices in accordance with the Florida Contraband Forfeiture Act; requiring a court with jurisdiction to take certain action; requiring the division to maintain certain records; requiring that costs be borne by the person who held the seized products; creating s. 569.346, F.S.; requiring certain manufacturers of nicotine dispensing devices to appoint an agent for certain purposes; requiring such manufacturers to provide certain notice; appointing the Secretary of State as the agent to manufacturers who have not appointed an agent; amending s. 569.002, F.S.; conforming cross-references 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 1006**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1007** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Perry—

**CS for CS for HB 1007**—A bill to be entitled An act relating to nicotine products and dispensing devices; reordering and amending s. 569.31, F.S.; revising and defining terms for purposes of part II of ch. 569, F.S.; creating s. 569.311, F.S.; requiring nicotine product manufacturers who sell nicotine dispensing devices in this state to execute a form, prescribed by the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation, under penalty of perjury, for each nicotine dispensing device sold that meets certain criteria; requiring the form to be delivered by the manufacturer to the division; specifying requirements for the form; requiring nicotine product manufacturers to submit certain additional materials to the division; requiring a nicotine product manufacturer to notify the division within a specified time of certain events; requiring the division to develop and maintain a directory listing all nicotine product manufacturers who sell nicotine dispensing devices and nicotine dispensing devices certified by those manufacturers; requiring the division to make such directory available by a specified date on its website or on the Department of Business and Professional Regulation's website; requiring the division to establish a process to provide notice of the initial publication of the directory and changes made to the directory in the prior month; requiring the division to establish by rule a process to provide a nicotine product manufacturer notice and an opportunity to cure deficiencies before removal of the manufacturer or any of the manufacturer's nicotine dispensing devices from the directory; prohibiting the division from removing the nicotine product manufacturer or any of the manufacturer's nicotine dispensing devices from the directory until a specified time after notice has been provided; providing a specified time within which a nicotine product manufacturer has to establish that the manufacturer or any of the manufacturer's nicotine dispensing devices must be listed on the directory; providing for administrative review of certain actions by the division relating to the directory; providing a specified time in which a nicotine dispensing device removed from the directory must be sold or removed from the dealer's inventory; providing penalties for certain violations by nicotine product manufacturers; subjecting retail and wholesale nicotine product dealers to inspections or audits to ensure compliance; requiring the division to publish results of such inspections and audits and make the results available to the public upon request; authorizing the division to establish by rule certain procedures; authorizing the division to take certain actions against nicotine product manufacturers who fail to provide certain documents or information; authorizing the division to assess certain administrative fines; requiring the division to deposit

such fines into the General Revenue Fund; creating s. 569.312, F.S.; requiring certain manufacturers, dealers, and agents of nicotine dispensing devices to keep certain records for a specified time; providing an exception; requiring such manufacturers, dealers, and agents to provide records to the division within a specified time; authorizing the division to examine such records for specified purposes; providing for enforcement; authorizing the division to assess administrative fines; requiring the division to deposit such fines into the General Revenue Fund; creating s. 569.313, F.S.; prohibiting a nicotine product manufacturer from selling, shipping, or distributing certain nicotine dispensing devices for retail sale to consumers in this state; providing a criminal penalty; authorizing the division to assess administrative fines; requiring the division to deposit such fines into the General Revenue Fund; creating s. 569.316, F.S.; requiring certain persons or entities to obtain a wholesale nicotine product dealer permit for certain places of business or premises; specifying requirements and limitations relating to such permits; authorizing the division to refuse to issue, and requiring the division to revoke, such permits in certain circumstances; providing that a wholesale dealer or distributing agent is not required to obtain a separate or additional wholesale nicotine product dealer permit; creating s. 569.317, F.S.; requiring wholesale nicotine product dealers to purchase and sell for retail in this state only those nicotine dispensing devices listed on the division's directory; authorizing the division to suspend or revoke a wholesale nicotine product dealer permit in certain circumstances; authorizing the division to assess administrative fines; requiring the division to deposit such fines into the General Revenue Fund; authorizing the division to suspend imposition of administrative fines in certain circumstances; amending s. 569.32, F.S.; requiring that retail nicotine product dealer permits be issued and renewed annually; requiring a retail nicotine product dealer to pay a specified fee in certain circumstances; requiring the division to establish by rule a permit renewal procedure; prohibiting the division from exempting any retail nicotine product dealer from certain fees; amending s. 569.33, F.S.; providing that applicants for wholesale nicotine product dealer permits must consent to certain inspections and searches without a warrant; amending s. 569.34, F.S.; prohibiting certain persons and entities from dealing, at retail, in nicotine dispensing devices not listed on the division's directory; prohibiting retail nicotine product dealers from purchasing nicotine dispensing devices from certain persons and entities; providing criminal penalties; authorizing the division to suspend or revoke a permit of retail nicotine product dealer upon sufficient cause of a violation of part II of ch. 569, F.S.; authorizing the division to assess administrative fines; requiring the division to deposit such fines into the General Revenue Fund; creating s. 569.345, F.S.; providing for the seizure and destruction of contraband nicotine dispensing devices; requiring a court with jurisdiction to take certain actions; requiring the division to keep certain records; requiring that certain costs be borne by certain persons; creating s. 569.346, F.S.; requiring certain manufacturers of nicotine dispensing devices to appoint an agent for service of process; providing construction; requiring such manufacturers to provide certain notice within a specified time; appointing the Secretary of State as the agent for certain manufacturers; providing that such appointment does not satisfy a certain requirement; amending ss. 569.002 and 569.35, F.S.; conforming provisions and cross-references to changes made by the act; providing appropriations and authorizing positions; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1006** and read the second time by title.

Senator Perry moved the following amendment which was adopted:

**Amendment 1 (95516) (with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. Section 569.31, Florida Statutes, is amended to read:

569.31 Definitions.—As used in this part, the term:

(1) “Dealer” is synonymous with the term “retail nicotine products dealer.”

(2) “Division” means the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation.

(3) “FDA” means the United States Food and Drug Administration.

(4)(8) “Nicotine dispensing device” means any product that employs an electronic, chemical, or mechanical means to produce vapor or aerosol from a nicotine product, including, but not limited to, an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or other similar device or product, any replacement cartridge for such device, and any other container of nicotine in a solution or other form intended to be used with or within an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or other similar device or product. For purposes of this definition, each individual stock keeping unit is considered a separate nicotine dispensing device.

(5)(4) “Nicotine product” means any product that contains nicotine, including liquid nicotine, which is intended for human consumption, whether inhaled, chewed, absorbed, dissolved, or ingested by any means. The term also includes any nicotine dispensing device. The term does not include a:

- (a) Tobacco product, as defined in s. 569.002;
  - (b) Product regulated as a drug or device by the United States Food and Drug Administration under Chapter V of the Federal Food, Drug, and Cosmetic Act; or
  - (c) Product that contains incidental nicotine.
- (6) “Nicotine products manufacturer” means any person or entity that manufactures nicotine products.
- (7)(6) “Permit” is synonymous with the term “retail nicotine products dealer permit.”
- (8)(6) “Retail nicotine products dealer” means the holder of a retail nicotine products dealer permit.
- (9)(7) “Retail nicotine products dealer permit” means a permit issued by the division under s. 569.32.

(10)(8) “Self-service merchandising” means the open display of nicotine products, whether packaged or otherwise, for direct retail customer access and handling before purchase without the intervention or assistance of the dealer or the dealer’s owner, employee, or agent. An open display of such products and devices includes the use of an open display unit.

(11) “Sell” or “sale” means, in addition to its common usage meaning, any sale, transfer, exchange, barter, gift, or offer for sale and distribution, in any manner or by any means.

Section 2. Section 569.311, Florida Statutes, is created to read:

**569.311 Control of nicotine dispensing devices; grant of authority to Attorney General to create a directory of nicotine products attractive to minors.—**

(1) *The Legislature has determined that information, testings, approvals, or scientific evidence may, from time to time, indicate that certain nicotine dispensing devices have a greater potential to be attractive to and be abused by minors than was evident when such devices were allowed on the market. It is the intent of the Legislature to quickly provide a method to allow the state to seek removal of such items from the market.*

(2) *The Attorney General is hereby authorized to adopt rules creating a directory listing nicotine dispensing devices that are attractive to minors.*

(3) *A nicotine dispensing device is deemed attractive to minors, and the Attorney General shall include it in the directory, if the nicotine dispensing device has features that are significantly appealing to minors as compared to the legitimate benefits those features offer to lawful users of the product. In applying this standard, the Attorney General and reviewing courts shall consider the following:*

(a) *Surveys or other data sources indicating that a nicotine dispensing device is being used by minors at a higher rate than other nicotine dispensing devices.*

(b) *Complaints, reports, or other information related to the use of a nicotine dispensing device by minors from other minors, parents, tea-*

*chers, school employees, school boards, law enforcement officers, retailers, and other industry related officials as compared to other nicotine dispensing devices.*

(c) *The extent to which the nicotine dispensing device:*

1. *Is designed to be attractive to minors, such as through the use of bright colors or cartoon characters.*

2. *Is designed so that it is easy for minors to use and to conceal.*

3. *Uses or resembles the trade dress of a branded food product, consumer food product, or logo of a food product.*

4. *Is marketed in a manner that uniquely appeals to minors.*

5. *Uses actual copyrights, service marks, or trademarks or fake or actual copyrights, service marks, or trademarks that resemble consumer or food products popular with minors, including the names of candy or cereal products.*

(d) *Any reports of physical harm to minors from using the nicotine dispensing device or evidence that the nicotine dispensing device presents unique risks to minors.*

(e) *Whether the manufacturer of the nicotine dispensing device submitted a timely filed premarket tobacco product application for the nicotine dispensing device pursuant to 21 U.S.C. s. 387j.*

(4) *In making the determination in subsection (3), the Attorney General shall consider a decision of the FDA regarding the nicotine dispensing device, if the decision is final and not subject to a stay, by a court or the agency, or subject to a timely petition for supervisory review, and the extent to which the FDA’s decision was predicated, in whole or part, on the risks to minors outweighing other benefits of the nicotine dispensing device.*

(5) *Rulemaking under this section shall be in accordance with the procedural requirements of chapter 120, including the emergency rule provisions found in s. 120.54, except that s. 120.54(7) does not apply.*

(6) *A determination by the Attorney General under subsections (2) and (3) to include a nicotine dispensing device in the directory is subject to review under chapter 120.*

(7) *This section does not apply to a nicotine dispensing device that has received a marketing granted order under 21 U.S.C. s. 387j.*

(8) *This section shall only apply to, and a nicotine dispensing device shall only be subject to this section when, a nicotine dispensing device is either a single-use or disposable electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or other similar device that is intended to be discarded after use, or an electronic cigarette, an electronic cigar, an electronic cigarillo, an electronic pipe, or other similar device that uses a sealed, prefilled, and disposable cartridge of nicotine in a solution. This section does not apply to an electronic cigarette, an electronic cigar, an electronic cigarillo, an electronic pipe, or other similar device that is an open system where a consumer fills a vial or other container with nicotine in a solution.*

(9) *The Department of Legal Affairs shall develop and maintain a directory listing all nicotine product manufacturers that sell nicotine dispensing devices in this state which the Attorney General has deemed attractive to minors under subsections (2) and (3). The department shall make the directory available January 1, 2025, for public inspection on its website. The department shall update the directory as necessary. The department shall establish a process to provide retailers, distributors, and wholesalers notice of the initial publication of the directory and any changes made to the directory.*

(10) *If a nicotine dispensing device is added to the directory, each retailer and each wholesaler holding nicotine dispensing devices for eventual sale to a consumer in this state has 60 days from the day such product is added to the directory to sell the product or remove the product from its inventory. After 60 days following the date a product is added to the directory, the product identified in the directory is contraband and subject to s. 569.345.*

(11)(a) Except as provided in paragraphs (b) and (c), beginning March 1, 2025, or on the date that the department first makes the directory available for public inspection on its website, whichever is later, a nicotine product manufacturer that offers for sale in this state a nicotine dispensing device listed on the directory is subject to a fine of \$1,000 per day for each individual nicotine dispensing device offered for sale in violation of this section until the offending product is removed from the market or until the offending product is no longer listed on the directory.

(b) Each retailer shall have 60 days from the date that the department first makes the directory available for public inspection on its website to sell products that were in its inventory before that date or remove those products from inventory.

(c) Each distributor or wholesaler shall have 60 days from the date that the department first makes the directory available for public inspection on its website to remove from inventory those products intended for eventual retail sale to a consumer in this state.

Section 3. Section 569.312, Florida Statutes, is created to read:

569.312 *Shipment of nicotine dispensing devices sold for retail sale in this state.—*

(1) A nicotine product manufacturer, a retail nicotine products dealer, a wholesaler, or a distributor may not sell, ship, or otherwise distribute a nicotine dispensing device in this state for eventual retail sale to a consumer in this state that is listed on the directory.

(2) Any person who knowingly sells, ships or receives nicotine dispensing devices in violation of this section commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(3) A violation of this part is deemed an unfair and deceptive trade practice actionable under part II of chapter 501 that can only be enforced by the Department of Legal Affairs. If the department has reason to believe that a person is in violation of this section, the department may, as the sole enforcement authority, bring an action against such person for an unfair or deceptive act or practice. For the purpose of bringing an action pursuant to this section, ss. 501.211 and 501.212 do not apply. In addition to other remedies under part II of this chapter, the department may collect a civil penalty of up to \$1,000 per nicotine dispensing device sold, shipped, or otherwise distributed.

Section 4. Section 569.345, Florida Statutes, is created to read:

569.345 *Seizure and destruction of contraband nicotine dispensing devices.—All nicotine dispensing devices sold, delivered, possessed, or distributed contrary to any provision of this chapter are declared to be contraband, are subject to seizure and confiscation under the Florida Contraband Forfeiture Act by any person whose duty it is to enforce this chapter, and must be disposed of as follows:*

(1) A court having jurisdiction shall order such nicotine dispensing devices forfeited upon a showing that, by a preponderance of the evidence, such devices were sold, delivered, possessed, or distributed contrary to any provision of this chapter. Once any chapter 120 proceedings related to such devices have been completed, the court shall order any seized nicotine dispensing devices destroyed except as provided by applicable court orders. A record of the place where such devices were seized, the kinds and quantities of such devices destroyed, and the time, place, and manner of the destruction of such devices must be kept, and a return under oath reporting the destruction must be made to the court by the officer who destroys such devices.

(2) The Department of Legal Affairs shall keep a full and complete record of all nicotine dispensing devices seized under this section showing:

(a) The exact kinds, quantities, and forms of such nicotine dispensing devices;

(b) The persons from whom such devices were seized and to whom they were delivered;

(c) By whose authority such devices were seized, delivered, and destroyed; and

(d) The dates of the seizure, disposal, or destruction of such devices.

Such record must be open to inspection by all persons charged with the enforcement of tobacco and nicotine product laws.

(3) The cost of seizure, confiscation, and destruction of contraband nicotine dispensing devices is borne by the person from whom such products are seized.

(4) Except as otherwise provided in this section, the procedures of the Florida Contraband Forfeiture Act apply to this section.

Section 5. Section 569.346, Florida Statutes, is created to read:

569.346 *Agent for service of process.—*

(1) Any nonresident manufacturer of nicotine dispensing devices which has not registered to do business in this state as a foreign corporation or business entity shall appoint and continually engage without interruption the services of an agent in this state to act as agent for the service of process on whom all process, and any action or proceeding against it concerning or arising out of the enforcement of this chapter, may be served in any manner authorized by law. Such service constitutes legal and valid service of process on the manufacturer. The manufacturer shall provide the name, address, telephone number, and proof of the appointment and availability of such agent to the division.

(2) The manufacturer shall provide notice to the Department of Legal Affairs 30 calendar days before termination of the authority of an agent and shall further provide proof to the satisfaction of the department of the appointment of a new agent no less than 5 calendar days before the termination of an existing agent appointment. In the event an agent terminates an agency appointment, the manufacturer shall notify the department of the termination within 5 calendar days and shall include proof to the satisfaction of the department of the appointment of a new agent.

(3) Any manufacturer whose nicotine dispensing devices are sold in this state which has not appointed and engaged the services of an agent as required by this section shall be deemed to have appointed the Secretary of State as its agent for service of process.

Section 6. Subsection (2) of section 569.41, Florida Statutes, is amended to read:

569.41 *Selling, delivering, bartering, furnishing, or giving nicotine products to persons under 21 years of age; criminal penalties; defense.—*

(2) Any person who violates subsection (1) commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. However, any person who violates subsection (1) for a second or subsequent time within 1 year after the first violation commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. Any person who violates subsection (1) for a third or subsequent time at any time after the first violation commits a felony of the third degree, punishable as provided in s. 775.082 or s. 775.083.

Section 7. Subsections (3) and (4) of section 569.002, Florida Statutes, are amended to read:

569.002 *Definitions.—As used in this part, the term:*

(3) “Nicotine product” has the same meaning as provided in s. 569.31 ~~s. 569.31(4)~~.

(4) “Nicotine dispensing device” has the same meaning as provided in s. 569.31 ~~s. 569.31(3)~~.

Section 8. This act shall take effect October 1, 2024.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to nicotine dispensing devices; amending s. 569.31, F.S.; defining and revising terms; creating s. 569.311, F.S.; providing legislative findings; authorizing the Attorney General to adopt rules for the creation of a directory listing nicotine dispensing devices for certain purposes; providing the Attorney General with factors that must be considered in determining which nicotine dispensing devices must be listed on such a directory; providing construction;

providing that a determination by the Attorney General to include a nicotine dispensing device on the directory is subject to review under ch. 120, F.S.; providing applicability; requiring the Department of Legal Affairs to develop and maintain a directory of all nicotine products manufacturers that sell nicotine dispensing devices in this state which have been listed on the directory by the Attorney General; requiring the department to make the directory available for public inspection on its website by a certain date; providing retailers and wholesalers of a nicotine dispensing device that has been added to the directory a specified timeframe within which they may sell or remove the nicotine dispensing device from inventory; providing that such nicotine dispensing devices are considered contraband after such specified timeframe; providing that nicotine products manufacturers that offer for sale in this state a nicotine dispensing device listed on the directory are subject to a fine for each day the nicotine dispensing device is offered until it is either removed from the market or is no longer listed on the directory; providing retailers, distributors, and wholesalers a specified timeframe in which to remove a nicotine dispensing device from inventory after such device has been listed; creating s. 569.312, F.S.; providing criminal and civil penalties for a person who sells, ships, or otherwise distributes a listed nicotine dispensing device in this state for eventual retail sale; providing that a violation of this section is an unfair and deceptive trade practice; providing that the Department of Legal Affairs is the sole enforcement authority that may bring an action for an unfair or deceptive trade practice under this section; creating s. 569.345, F.S.; declaring nicotine dispensing devices that violate ch. 569, F.S., as contraband subject to seizure and confiscation by certain persons under the Florida Contraband Forfeiture Act; providing procedures for the seizure and destruction of such nicotine dispensing devices; providing applicability; creating s. 569.346, F.S.; requiring nonresident manufacturers of nicotine dispensing devices to appoint an agent in this state to accept service for any action or proceeding against the manufacturer; providing that service upon the agent constitutes service upon the manufacturer; requiring such manufacturers to notify the department of the termination and appointment of an agent within a specified timeframe; providing that the Secretary of State is deemed the agent for manufacturers that do not appoint an agent as required by law; amending s. 569.41, F.S.; revising criminal penalties for those who sell, deliver, barter, furnish, or give a nicotine dispensing device, directly or indirectly, to persons under 21 years of age; amending s. 569.002, F.S.; conforming cross-references; providing an effective date.

On motion by Senator Perry, by two-thirds vote, **CS for CS for HB 1007**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Nays—None

**CS for SB 1074**—A bill to be entitled An act relating to debt relief services; amending s. 817.803, F.S.; providing an exception from specified provisions for telemarketers and sellers who provide debt relief services under certain circumstances; defining terms; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1074**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1031** was withdrawn from the Committee on Rules.

On motion by Senator Calatayud—

**CS for HB 1031**—A bill to be entitled An act relating to debt relief services; amending s. 817.803, F.S.; providing an exception from specified provisions for telemarketers and sellers who provide debt relief services under certain circumstances; defining terms; providing an effective date.

—a companion measure, was substituted for **CS for SB 1074** and read the second time by title.

On motion by Senator Calatayud, by two-thirds vote, **CS for HB 1031** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Nays—None

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Consideration of **CS for CS for CS for SB 1098** was deferred.

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**CS for SB 1134**—A bill to be entitled An act relating to individual wine containers; amending s. 564.05, F.S.; revising an exception to the maximum allowable capacity for an individual container of wine sold in this state; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1134**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 583** was withdrawn from the Committee on Rules.

On motion by Senator Trumbull—

**CS for HB 583**—A bill to be entitled An act relating to individual wine containers; amending s. 564.05, F.S.; revising an exception to the maximum allowable capacity for an individual container of wine sold in this state; providing an effective date.

—a companion measure, was substituted for **CS for SB 1134** and read the second time by title.

On motion by Senator Trumbull, by two-thirds vote, **CS for HB 583** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Madam President	Broxson	Grall
Avila	Burgess	Gruters
Baxley	Burton	Harrell
Berman	Calatayud	Hooper
Book	Collins	Hutson
Boyd	Davis	Ingoglia
Bradley	DiCeglie	Jones
Brodeur	Garcia	Martin

Mayfield	Powell	Thompson	Rodriguez	Stewart	Trumbull
Osgood	Rodriguez	Torres	Rouson	Thompson	Wright
Perry	Rouson	Trumbull	Simon	Torres	Yarborough
Pizzo	Simon	Wright			
Polsky	Stewart				

Nays—1

Yarborough

**SPECIAL GUESTS**

Senator Trumbull recognized Representative Chip LaMarca, who was present in the chamber in support of CS for SB 1134, related to Individual Wine Containers.

**CS for CS for SB 830**—A bill to be entitled An act relating to student cardiac and medical emergencies; providing a short title; creating s. 1003.457, F.S.; requiring each public school to have at least one automated external defibrillator on school grounds; providing requirements for such defibrillators; encouraging public schools to have a sufficient number of defibrillators on school grounds, as determined by the Cardiac Emergency Response Plan, to allow a person to retrieve one within a specified timeframe; encouraging each public school to establish public and private partnerships and seek gifts, grants, and other donations for specified purposes; encouraging each charter school and private school to have at least one defibrillator on school grounds and to comply with specified requirements; authorizing such schools to utilize specified state contracts; requiring that such schools be provided with certain protocols and plans; providing immunity from liability for school employees and students under the Good Samaritan Act and the Cardiac Arrest Survival Act; requiring the Department of Education to enter into statewide contracts for specified purposes; requiring the Commissioner of Education, at his or her sole discretion, to create and disseminate specified protocols and plans relating to the use of defibrillators in schools; requiring the State Board of Education to adopt rules; amending s. 1012.55, F.S.; revising the requirements for certain athletic coaches to include certification in cardiopulmonary resuscitation, first aid, and the use of an automatic external defibrillator; providing requirements for such certification; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 830**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 865** was withdrawn from the Committee on Fiscal Policy.

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

**CS for HB 865**—A bill to be entitled An act relating to youth athletic activities; amending s. 1012.55, F.S.; revising the requirements for certain athletic coaches to include certification in cardiopulmonary resuscitation, first aid, and the use of an automatic external defibrillator; providing requirements for such certification; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 830** and read the second time by title.

On motion by Senator Collins, by two-thirds vote, **CS for HB 865** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Burton	Hutson
Avila	Calatayud	Ingoglia
Baxley	Collins	Jones
Berman	Davis	Martin
Book	DiCeglie	Mayfield
Boyd	Garcia	Osgood
Bradley	Grall	Perry
Brodeur	Gruters	Pizzo
Broxson	Harrell	Polsky
Burgess	Hooper	Powell

Nays—None

**CS for CS for CS for SB 996**—A bill to be entitled An act relating to education; amending ss. 192.0105, 192.048, and 196.082, F.S.; conforming cross-references; amending s. 196.011, F.S.; providing that an annual application for exemption on property used to house a charter school is not required; requiring the owner or lessee of such property to notify the property appraiser in specified circumstances; providing penalties; amending ss. 1001.61 and 1001.71, F.S.; prohibiting members of the board of trustees of a Florida College System institution or a state university, respectively, from doing business with or having any business affiliation with any institution under their purview during their membership; amending s. 1002.33, F.S.; providing that students who transfer from certain classical schools to certain charter classical schools may be included as a student population to whom charter schools may give enrollment preference; defining the term “classical school”; revising the list of student populations that may be targeted for enrollment by a charter school by limiting the enrollment process; revising the definition of the term “charter school personnel”; amending s. 1002.42, F.S.; authorizing private schools to use or purchase specified facilities; exempting such facilities from specified zoning or land use requirements; requiring that such facilities meet specified laws, codes, and rules; amending s. 1002.45, F.S.; providing responsibilities for approved virtual instruction program providers, virtual charter schools, and school districts relating to statewide assessments and progress monitoring for certain students; creating s. 1003.052, F.S.; establishing the Purple Star School District Program; providing requirements for such program; authorizing the Department of Education to establish additional program criteria; authorizing the State Board of Education to adopt rules; amending s. 1003.451, F.S.; requiring school districts and charter schools to provide certain students with an opportunity to take the Armed Services Vocational Aptitude Battery and consult with a military recruiter; providing requirements for the scheduling of such test; amending s. 1003.53, F.S.; revising requirements for the assignment of students to disciplinary programs and alternative school settings or other programs; revising requirements for dropout prevention and academic intervention programs; requiring such programs to include academic intervention plans for students; providing requirements for such plans; providing that specified provisions apply to all dropout prevention and academic intervention programs; requiring school principals or their designees to make a reasonable effort to notify parents by specified means and to document such effort; creating s. 1004.051, F.S.; prohibiting a public postsecondary institution from implicitly or explicitly prohibiting specified students from being employed; providing applicability; amending s. 1006.38, F.S.; requiring instructional materials publishers and manufacturers or their representatives to make sample student editions of specified instructional materials available electronically for use by certain programs and institutes for a specified purpose; requiring teacher preparation programs and educator preparation institutes that use sample student editions to meet certain requirements; authorizing publishers to make available at a discounted price sample student editions of specified instructional materials to certain programs; amending s. 1007.25, F.S.; creating associate in arts specialized transfer degrees; providing requirements for such degrees; providing a process for the approval of such degree programs; requiring the state board to adopt specified rules; amending s. 1007.271, F.S.; requiring district school boards to make reasonable efforts to enter into specified agreements with a Florida College System institution for certain online courses; amending s. 1008.33, F.S.; revising the date by which a memorandum of understanding relating to schools in turnaround status must be provided to the department; revising requirements for district-managed turnaround plans; providing requirements for turnaround schools that close and reopen as charter schools and school districts in which such schools reside; providing that specified provisions do not apply to certain turnaround schools; requiring the State Board of Education to adopt rules for a charter school turnaround contract and specified leases and agreements; amending s. 1008.34, F.S.; requiring that any changes made by the state board to components in the school grades model or the school grading scale shall go into effect, at the earliest, the following school year; amending s. 1009.21, F.S.; providing that a specified method for a student to prove residency for tuition purposes is deemed a single, conclusive piece of evidence;

amending s. 1009.23, F.S.; authorizing certain Florida College System institutions to charge a specified amount for nonresident tuition and fees for distance learning; amending s. 1009.98, F.S.; revising the definition of the term “tuition differential”; revising provisions relating to payments the Florida Prepaid College Board must pay to state universities on behalf of beneficiaries of specified contracts; amending s. 1012.55, F.S.; requiring the state board to adopt rules for the issuance of a classical education teaching certificate; providing requirements for such certificate; defining the term “classical school”; amending s. 1012.79, F.S.; authorizing the Commissioner of Education to appoint an executive director of the Education Practices Commission; revising the purpose of the commission; authorizing the commission to expend funds for legal services; repealing s. 1012.86, F.S., relating to the Florida College System institution employment equity accountability program; amending ss. 1001.64 and 1001.65, 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 CS for SB 996**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1285** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Burgess—

**CS for CS for HB 1285**—A bill to be entitled An act relating to education; amending ss. 192.0105, 192.048, and 196.082, F.S.; conforming cross-references; amending s. 196.011, F.S.; providing that an annual application for exemption on property used to house a charter school is not necessary; requiring the owner or lessee of such property to notify the property appraiser in specified circumstances; providing penalties; amending s. 1002.33, F.S.; authorizing charter schools to give enrollment preference to certain transfer students; defining the term “classical school”; revising the definition of the term “charter school personnel”; amending s. 1002.45, F.S.; providing approved virtual instruction program provider, virtual charter school, and school district responsibilities relating to statewide assessments and progress monitoring for certain students; creating s. 1003.052, F.S.; establishing the Purple Star School District Program; providing requirements for such program; authorizing the Department of Education to establish additional program criteria; authorizing the State Board of Education to adopt rules; amending s. 1003.451, F.S.; requiring school districts and charter schools to provide certain students with an opportunity to take the Armed Services Vocational Aptitude Battery Test and consult with a military recruiter; providing requirements for the scheduling of such test; amending s. 1003.53, F.S.; revising requirements for the assignment of students to disciplinary programs and alternative school settings or other programs; revising requirements for dropout prevention and academic intervention programs; requiring such programs to include academic intervention plans for students; providing requirements for such plans; providing that specified provisions apply to all dropout prevention and academic intervention programs; requiring school principals or their designees to make a reasonable effort to notify parents by specified means and to document such effort; creating s. 1004.051, F.S.; prohibiting a public postsecondary institution from implicitly or explicitly prohibiting specified students from being employed; providing nonapplicability; amending s. 1006.28, F.S.; authorizing school districts to assess a processing fee for certain objections to materials; requiring school districts to discontinue use of certain instructional materials in the school district; amending s. 1006.38, F.S.; requiring instructional materials publishers and manufacturers or their representatives to make sample copies of specified instructional materials available electronically for use by certain institutes for a specified purpose; amending s. 1007.25, F.S.; creating associate in arts specialized transfer degrees; providing requirements for such degrees; providing a process for the approval of such degree programs; providing for rulemaking; amending s. 1007.271, F.S.; requiring district school boards to make reasonable efforts to enter into specified agreements with a Florida College System institution for certain online courses; amending s. 1008.33, F.S.; revising the date by which a memorandum of understanding relating to schools in turnaround status must be provided to the department; revising requirements for district-managed turnaround plans; providing requirements for turnaround schools that close and reopen as charter schools and school districts in which such schools reside; providing that specified provisions do not apply to certain turnaround schools; requiring the state board to adopt rules for a charter school turnaround contract and specified leases and agreements; amending s. 1008.34, F.S.; requiring changes to the school

grades model or school grading scale to take effect after a specified period of time; amending s. 1009.21, F.S.; providing that a specified document is a single, conclusive piece of evidence to prove residency for tuition purposes; amending s. 1009.98, F.S.; revising the definition of the term “tuition differential”; revising provisions relating to certain payments by the Florida Prepaid College Board; amending s. 1012.55, F.S.; requiring the state board to adopt rules for the issuance of a classical education teaching certificate; providing requirements for such certificate; defining the term “classical school”; amending s. 1012.79, F.S.; authorizing the Commissioner of Education to appoint an executive director of the Education Practices Commission; revising the purpose of the commission; authorizing the commission to expend funds for legal services; repealing s. 1012.86, F.S., relating to the Florida College System institution employment equity accountability program; amending ss. 1001.64 and 1001.65, F.S.; conforming provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 996** and read the second time by title.

Senator Burgess moved the following amendment:

**Amendment 1 (495536) (with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. Paragraph (f) of subsection (1) and paragraphs (b) and (c) of subsection (2) of section 192.0105, Florida Statutes, are amended to read:

192.0105 Taxpayer rights.—There is created a Florida Taxpayer’s Bill of Rights for property taxes and assessments to guarantee that the rights, privacy, and property of the taxpayers of this state are adequately safeguarded and protected during tax levy, assessment, collection, and enforcement processes administered under the revenue laws of this state. The Taxpayer’s Bill of Rights compiles, in one document, brief but comprehensive statements that summarize the rights and obligations of the property appraisers, tax collectors, clerks of the court, local governing boards, the Department of Revenue, and taxpayers. Additional rights afforded to payors of taxes and assessments imposed under the revenue laws of this state are provided in s. 213.015. The rights afforded taxpayers to assure that their privacy and property are safeguarded and protected during tax levy, assessment, and collection are available only insofar as they are implemented in other parts of the Florida Statutes or rules of the Department of Revenue. The rights so guaranteed to state taxpayers in the Florida Statutes and the departmental rules include:

(1) THE RIGHT TO KNOW.—

(f) The right of an exemption recipient to be sent a renewal application for that exemption, the right to a receipt for homestead exemption claim when filed, and the right to notice of denial of the exemption (see ss. 196.011(7), 196.131(1), 196.151, and 196.193(1)(c) and (5) ~~196.011(6), 196.131(1), 196.151, and 196.193(1)(c) and (5)~~).

Notwithstanding the right to information contained in this subsection, under s. 197.122 property owners are held to know that property taxes are due and payable annually and are charged with a duty to ascertain the amount of current and delinquent taxes and obtain the necessary information from the applicable governmental officials.

(2) THE RIGHT TO DUE PROCESS.—

(b) The right to petition the value adjustment board over objections to assessments, denial of exemption, denial of agricultural classification, denial of historic classification, denial of high-water recharge classification, disapproval of tax deferral, and any penalties on deferred taxes imposed for incorrect information willfully filed. Payment of estimated taxes does not preclude the right of the taxpayer to challenge his or her assessment (see ss. 194.011(3), 196.011(7) and (10)(a), 196.151, 196.193(1)(c) and (5), 193.461(2), 193.503(7), 193.625(2), 197.2425, 197.301(2), and 197.2301(11) ~~ss. 194.011(3), 196.011(6) and (9)(a), 196.151, 196.193(1)(c) and (5), 193.461(2), 193.503(7), 193.625(2), 197.2425, 197.301(2), and 197.2301(11)~~).

(c) The right to file a petition for exemption or agricultural classification with the value adjustment board when an application deadline is missed, upon demonstration of particular extenuating circumstances



for filing late (see ss. 193.461(3)(a) and 196.011(1), (8), (9), and (10)(e) ~~ss. 193.461(3)(a) and 196.011(1), (7), (8), and (9)(e).~~

Section 2. Paragraphs (b), (c), and (d) of subsection (1) of section 192.048, Florida Statutes, are amended to read:

192.048 Electronic transmission.—

(1) Subject to subsection (2), the following documents may be transmitted electronically rather than by regular mail:

(b) The tax exemption renewal application required under s. 196.011(7)(a) ~~s. 196.011(6)(a).~~

(c) The tax exemption renewal application required under s. 196.011(7)(b) ~~s. 196.011(6)(b).~~

(d) A notification of an intent to deny a tax exemption required under s. 196.011(10)(e) ~~s. 196.011(9)(e).~~

Section 3. Subsections (3) and (4) of section 196.082, Florida Statutes, are amended to read:

196.082 Discounts for disabled veterans; surviving spouse carry-over.—

(3) If the partially or totally and permanently disabled veteran predeceases his or her spouse and if, upon the death of the veteran, the spouse holds the legal or beneficial title to the homestead and permanently resides thereon as specified in s. 196.031, the discount from ad valorem tax that the veteran received carries over to the benefit of the veteran's spouse until such time as he or she remarries or sells or otherwise disposes of the property. If the spouse sells or otherwise disposes of the property, a discount not to exceed the dollar amount granted from the most recent ad valorem tax roll may be transferred to his or her new residence, as long as it is used as his or her primary residence and he or she does not remarry. An applicant who is qualified to receive a discount under this section and who fails to file an application by March 1 may file an application for the discount and may file a petition pursuant to s. 194.011(3) with the value adjustment board requesting that the discount be granted. Such application and petition shall be subject to the same procedures as for exemptions set forth in s. 196.011(9) ~~s. 196.011(8).~~

(4) To qualify for the discount granted under this section, an applicant must submit to the county property appraiser by March 1:

(a) An official letter from the United States Department of Veterans Affairs which states the percentage of the veteran's service-connected disability and evidence that reasonably identifies the disability as combat-related;

(b) A copy of the veteran's honorable discharge; and

(c) Proof of age as of January 1 of the year to which the discount will apply.

Any applicant who is qualified to receive a discount under this section and who fails to file an application by March 1 may file an application for the discount and may file, pursuant to s. 194.011(3), a petition with the value adjustment board requesting that the discount be granted. Such application and petition shall be subject to the same procedures as for exemptions set forth in s. 196.011(9) ~~s. 196.011(8).~~

Section 4. Present subsections (5) through (12) of section 196.011, Florida Statutes, are redesignated as subsections (6) through (13), respectively, a new subsection (5) is added to that section, and subsection (1) and present subsections (10) and (11) of that section are amended, to read:

196.011 Annual application required for exemption.—

(1)(a) Except as provided in s. 196.081(1)(b), every person or organization who, on January 1, has the legal title to real or personal property, except inventory, which is entitled by law to exemption from taxation as a result of its ownership and use shall, on or before March 1 of each year, file an application for exemption with the county property appraiser, listing and describing the property for which exemption is claimed and certifying its ownership and use. The Department of Rev-

enue shall prescribe the forms upon which the application is made. Failure to make application, when required, on or before March 1 of any year shall constitute a waiver of the exemption privilege for that year, except as provided in subsection (7) or subsection (9) ~~(8).~~

(b) The form to apply for an exemption under s. 196.031, s. 196.081, s. 196.091, s. 196.101, s. 196.102, s. 196.173, or s. 196.202 must include a space for the applicant to list the social security number of the applicant and of the applicant's spouse, if any. If an applicant files a timely and otherwise complete application, and omits the required social security numbers, the application is incomplete. In that event, the property appraiser shall contact the applicant, who may refile a complete application by April 1. Failure to file a complete application by that date constitutes a waiver of the exemption privilege for that year, except as provided in subsection (7) or subsection (9) ~~(8).~~

(5) *It is not necessary to make annual application for exemption on property used to house a charter school pursuant to s. 196.1983. The owner or lessee of any property used to house a charter school pursuant to s. 196.1983 who is not required to file an annual application shall notify the property appraiser promptly whenever the use of the property or the status or condition of the owner or lessee changes so as to change the exempt status of the property. If any owner or lessee fails to so notify the property appraiser and the property appraiser determines that for any year within the prior 10 years the owner or lessee was not entitled to receive such exemption, the owner or lessee of the property is subject to the taxes exempted as a result of such failure plus 15 percent interest per annum and a penalty of 50 percent of the taxes exempted. The property appraiser making such determination shall record in the public records of the county a notice of tax lien against any property owned by that person or entity in the county, and such property must be identified in the notice of tax lien. Such property is subject to the payment of all taxes and penalties. Such lien when filed shall attach to any property, identified in the notice of tax lien, owned by the person or entity who illegally or improperly received the exemption. If such person or entity no longer owns property in that county but owns property in some other county or counties in the state, the property appraiser shall record a notice of tax lien in such other county or counties, identifying the property owned by such person or entity in such county or counties, and it shall become a lien against such property in such county or counties.*

~~(11)(10)~~ At the option of the property appraiser and notwithstanding any other provision of this section, initial or original applications for homestead exemption for the succeeding year may be accepted and granted after March 1. Reapplication on a short form as authorized by subsection (6) ~~(5)~~ shall be required if the county has not waived the requirement of an annual application. Once the initial or original application and reapplication have been granted, the property may qualify for the exemption in each succeeding year pursuant to the provisions of subsection (7) ~~(6)~~ or subsection (10) ~~(9)~~.

~~(12)(11)~~ For exemptions enumerated in paragraph (1)(b), social security numbers of the applicant and the applicant's spouse, if any, are required and must be submitted to the department. Applications filed pursuant to subsection (6) ~~(5)~~ or subsection (7) ~~(6)~~ shall include social security numbers of the applicant and the applicant's spouse, if any. For counties where the annual application requirement has been waived, property appraisers may require refile of an application to obtain such information.

Section 5. Section 288.036, Florida Statutes, is created to read:

288.036 Ocean economy development.—

(1) For purposes of this section, the term:

(a) "Ocean economy" means the economic uses of ocean and coastal resources with a focus on sustainable practices that benefit the long-term outlook of relevant industry sectors and the competitive positioning of the state in a global economy, including, but not limited to, ocean industries, such as shipyards, marinas, marine terminals, piers, fishing, aquaculture, seafood processing, commercial diving, and marine transportation; floating and amphibious housing; tourism; and outdoor recreational activities, including, but not limited to, boating and industry sectors dependent on such activities.

(b) "Office" means the Office of Ocean Economy.

(2) *The Office of Ocean Economy is created within the State University System to be housed at Florida Atlantic University. The office is created to connect the state's ocean and coastal resources to economic development strategies that grow, enhance, or contribute to the ocean economy.*

(3) *The Office of Ocean Economy shall:*

(a) *Develop and undertake activities and strategies with a focus on research and development, technological innovation, emerging industries, strategic business recruitment, public and private funding opportunities, and workforce training and education to promote and stimulate the ocean economy.*

(b)1. *Foster relationships and coordinate with state universities, private universities, and Florida College System institutions, including periodically surveying the development of academic research relating to the ocean economy across all disciplines and facilitating the transfer of innovative technology into marketable goods and services. The office shall encourage collaboration between state universities and Florida College System institutions that have overlapping areas of academic research.*

2. *Include and update on the office's website information related to:*

a. *An inventory of current research and current collaborations, including contact information; and*

b. *Any available resources for research and technology development, including financial opportunities.*

(c) *Collaborate with relevant industries to identify economic challenges that may be solved through innovation in the ocean economy, including commercializing or otherwise facilitating public access to academic research and resources, removing governmental barriers, and maximizing access to financial or other opportunities for growth and development.*

(d) *Develop and facilitate a pipeline for innovative ideas and strategies to be created, developed, researched, commercialized, and financed. This includes promotion and coordination of industry collaboration, academic research, accelerator programs, training and technical assistance, and startup or second-stage funding opportunities.*

(e) *Maintain and update on the office's website reports and data on the number, growth, and average wages of jobs included in the ocean economy; the impacts on the number, growth, and development of businesses in the ocean economy; and the collaboration, transition, or adoption of innovation and research into new, viable ideas employed in the ocean economy.*

(f) *Educate other state and local entities on the interests of the ocean economy and how such entities may positively address environmental issues while simultaneously considering the economic impact of their policies.*

(g) *Communicate the state's role as an integral component of the ocean economy by promoting the state on national and international platforms and other appropriate forums as the premier destination for convening on pertinent subject matters.*

(4) *By August 1, 2025, and each August 1 thereafter, the office shall provide to the Board of Governors, the Governor, the President of the Senate, and the Speaker of the House of Representatives and post on its website a detailed report demonstrating the economic benefits of the office and the development of emerging ocean economy industries.*

Section 6. Subsection (3) of section 1001.61, Florida Statutes, is amended to read:

1001.61 Florida College System institution boards of trustees; membership.—

(3) Members of the board of trustees shall receive no compensation but may receive reimbursement for expenses as provided in s. 112.061. A member is subject to s. 112.313 with respect to business dealings with the institution, including any entity under the control of or established for the benefit of the institution under his or her purview while he or she is a member of that institution's board of trustees.

Section 7. Subsection (2) of section 1001.71, Florida Statutes, is amended to read:

1001.71 University boards of trustees; membership.—

(2) Members of the boards of trustees shall receive no compensation but may be reimbursed for travel and per diem expenses as provided in s. 112.061. A member is subject to s. 112.313 with respect to business dealings with the university, including any entity under the control of or established for the benefit of the state university under his or her purview while he or she is a member of that state university's board of trustees.

Section 8. Paragraphs (d) and (e) of subsection (10) and paragraph (a) of subsection (24) of section 1002.33, Florida Statutes, are amended to read:

1002.33 Charter schools.—

(10) ELIGIBLE STUDENTS.—

(d) A charter school may give enrollment preference to the following student populations:

1. Students who are siblings of a student enrolled in the charter school.

2. Students who are the children of a member of the governing board of the charter school.

3. Students who are the children of an employee of the charter school.

4. Students who are the children of:

a. An employee of the business partner of a charter school-in-the-workplace established under paragraph (15)(b) or a resident of the municipality in which such charter school is located; or

b. A resident or employee of a municipality that operates a charter school-in-a-municipality pursuant to paragraph (15)(c) or allows a charter school to use a school facility or portion of land provided by the municipality for the operation of the charter school.

5. Students who have successfully completed, during the previous year, a voluntary prekindergarten education program under ss. 1002.51-1002.79 provided by the charter school, the charter school's governing board, or a voluntary prekindergarten provider that has a written agreement with the governing board.

6. Students who are the children of an active duty member of any branch of the United States Armed Forces.

7. Students who attended or are assigned to failing schools pursuant to s. 1002.38(2).

8. Students who are the children of a safe-school officer, as defined in s. 1006.12, at the school.

9. *Students who transfer from a classical school in this state to a charter classical school in this state. For purposes of this subparagraph, the term "classical school" means a traditional public school or charter school that implements a classical education model that emphasizes the development of students in the principles of moral character and civic virtue through a well-rounded education in the liberal arts and sciences which is based on the classical trivium stages of grammar, logic, and rhetoric.*

(e) A charter school may limit the enrollment process only to target the following student populations:

1. Students within specific age groups or grade levels.

2. Students considered at risk of dropping out of school or academic failure. Such students shall include exceptional education students.

3. Students enrolling in a charter school-in-the-workplace or charter school-in-a-municipality established pursuant to subsection (15).

4. Students residing within a reasonable distance of the charter school, as described in paragraph (20)(c). Such students shall be subject

to a random lottery and to the racial/ethnic balance provisions described in subparagraph (7)(a)8, or any federal provisions that require a school to achieve a racial/ethnic balance reflective of the community it serves or within the racial/ethnic range of other nearby public schools.

5. Students who meet reasonable academic, artistic, or other eligibility standards established by the charter school and included in the charter school application and charter or, in the case of existing charter schools, standards that are consistent with the school's mission and purpose. Such standards shall be in accordance with current state law and practice in public schools and may not discriminate against otherwise qualified individuals. A school that limits enrollment for such purposes must place a student on a progress monitoring plan for at least one semester before dismissing such student from the school.

6. Students articulating from one charter school to another pursuant to an articulation agreement between the charter schools that has been approved by the sponsor.

7. Students living in a development, or students whose parent or legal guardian maintains a physical or permanent employment presence within the development, in which a developer, including any affiliated business entity or charitable foundation, contributes to the formation, acquisition, construction, or operation of one or more charter schools or charter school facilities and related property in an amount equal to or having a total appraised value of at least \$5 million to be used as charter schools to mitigate the educational impact created by the development of new residential dwelling units. Students living in the development are entitled to 50 percent of the student stations in the charter schools. The students who are eligible for enrollment are subject to a random lottery, the racial/ethnic balance provisions, or any federal provisions, as described in subparagraph 4. The remainder of the student stations must be filled in accordance with subparagraph 4.

8. Students whose parent or legal guardian is employed within a reasonable distance of the charter school, as described in paragraph (20)(c). The students who are eligible for enrollment are subject to a random lottery.

#### (24) RESTRICTION ON EMPLOYMENT OF RELATIVES.—

(a) This subsection applies to charter school personnel in a charter school operated by a private entity. As used in this subsection, the term:

1. "Charter school personnel" means a ~~charter school owner~~, president, chairperson of the governing board of directors, superintendent, governing board member, principal, assistant principal, or any other person employed by the charter school who has equivalent decision-making authority and in whom is vested the authority, or to whom the authority has been delegated, to appoint, employ, promote, or advance individuals or to recommend individuals for appointment, employment, promotion, or advancement in connection with employment in a charter school, including the authority as a member of a governing body of a charter school to vote on the appointment, employment, promotion, or advancement of individuals.

2. "Relative" means father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half brother, or half sister.

Charter school personnel in schools operated by a municipality or other public entity are subject to s. 112.3135.

Section 9. Subsection (19) is added to s. 1002.42, Florida Statutes, to read:

1002.42 Private schools.—

#### (19) FACILITIES.—

(a) A private school may use facilities on property owned or leased by a library, community service organization, museum, performing arts venue, theatre, cinema, or church facility under s. 170.201, which is or was actively used as such within 5 years of any executed agreement with a private school to use the facilities; any facility or land owned by a Florida College System institution or university; any similar public institutional facilities; and any facility recently used to house a school or

child care facility licensed under s. 402.305, under any such facility's preexisting zoning and land use designations without rezoning or obtaining a special exception or a land use change, and without complying with any mitigation requirements or conditions. The facility must be located on property used solely for purposes described in this paragraph, and must meet applicable state and local health, safety, and welfare laws, codes, and rules, including firesafety and building safety.

(b) A private school may use facilities on property purchased from a library, community service organization, museum, performing arts venue, theatre, cinema, or church facility under s. 170.201, which is actively or was actively used as such within 5 years of any executed agreement with a private school to purchase the facilities; any facility or land owned by a Florida College System institution or university; any similar public institutional facilities; and any facility recently used to house a school or child care facility licensed under s. 402.305, under any such facility's preexisting zoning and land use designations without obtaining a special exception, rezoning, or a land use change, and without complying with any mitigation requirements or conditions. The facility must be located on property used solely for purposes described in this paragraph, and must meet applicable state and local health, safety, and welfare laws, codes, and rules, including firesafety and building safety.

Section 10. Paragraph (b) of subsection (5) of section 1002.45, Florida Statutes, is amended to read:

1002.45 Virtual instruction programs.—

(5) STUDENT PARTICIPATION REQUIREMENTS.—Each student enrolled in the school district's virtual instruction program authorized pursuant to paragraph (1)(c) must:

(b) Take statewide assessments pursuant to s. 1008.22 and participate in the coordinated screening and progress monitoring system under s. 1008.25(9). Statewide assessments and progress monitoring may be administered within the school district in which such student resides, or as specified in the contract ~~under in accordance with~~ s. 1008.24(3). If requested by the approved virtual instruction program provider or virtual charter school, the district of residence must provide the student with access to the district's testing facilities. *It is the responsibility of the approved virtual instruction program provider or virtual charter school to provide a list of students to be administered statewide assessments and progress monitoring to the school district, including the students' names, Florida Education Identifiers, grade levels, assessments and progress monitoring to be administered, and contact information. Unless an alternative testing site is mutually agreed to by the approved virtual instruction program provider or virtual charter school and the school district, or as specified in the contract under s. 1008.24, all assessments and progress monitoring must be taken at the school to which the student would be assigned according to district school board attendance policies. A school district must provide the student with access to the school's or district's testing facilities and provide the student with the date and time of the administration of each assessment and progress monitoring.*

Section 11. Section 1003.052, Florida Statutes, is created to read:

1003.052 The Purple Star School District Program.—

(1)(a) The Department of Education shall establish the Purple Star School District Program. At a minimum, the program must require a participating school district to:

1. Have at least 75 percent of the schools within the district be designated as Purple Star Campuses under s. 1003.051.

2. Maintain a web page on the district's website which includes resources for military students and their families and a link to each Purple Star Campus's web page that meets the requirements of s. 1003.051(2)(a) 2.

(b) The department may establish additional program criteria to identify school districts that demonstrate a commitment to or provide critical coordination of services for military students and their families, including, but not limited to, establishing a council consisting of a representative from each Purple Star Campus in the district and one dis-

district-level representative to ensure the alignment of military student-focused policies and procedures within the district.

(2) *The State Board of Education may adopt rules to administer this section.*

Section 12. Present subsection (4) of section 1003.451, Florida Statutes, is redesignated as subsection (5), and a new subsection (4) is added to that section, to read:

1003.451 Junior Reserve Officers' Training Corps; military recruiters; access to public school campuses; *Armed Services Vocational Aptitude Battery (ASVAB)*.—

(4) *Each school district and charter school shall provide students in grades 11 and 12 an opportunity to take the Armed Services Vocational Aptitude Battery (ASVAB) and consult with a military recruiter if the student selects. To optimize student participation, the ASVAB must be scheduled during normal school hours.*

Section 13. Paragraphs (a) and (c) of subsection (1), paragraph (a) of subsection (2), and subsections (3) through (7) of section 1003.53, Florida Statutes, are amended, and paragraph (c) is added to subsection (2) of that section, to read:

1003.53 Dropout prevention and academic intervention.—

(1)(a) Dropout prevention and academic intervention programs may differ from traditional educational programs and schools in scheduling, administrative structure, philosophy, curriculum, or setting and shall employ alternative teaching methodologies, curricula, learning activities, and diagnostic and assessment procedures in order to meet the needs, interests, abilities, and talents of eligible students. The educational program shall provide curricula, character development and law education, and related services that support the program goals and lead to improved performance in the areas of academic achievement, attendance, and discipline. Student participation in such programs shall be voluntary. District school boards may, however, assign students to a disciplinary program for disruptive students or an alternative school setting or other program pursuant to s. 1006.13. Notwithstanding any other provision of law to the contrary, no student shall be identified as being eligible to receive services funded through the dropout prevention and academic intervention program based solely on the student being from a single-parent family or having a disability.

(c) A student shall be identified as being eligible to receive services funded through the dropout prevention and academic intervention program based upon one of the following criteria:

1. The student is academically unsuccessful as evidenced by low test scores, retention, failing grades, low grade point average, falling behind in earning credits, or not meeting the state or district achievement levels in reading, mathematics, or writing.

2. The student has a pattern of excessive absenteeism or has been identified as a habitual truant.

3. The student has a history of disruptive behavior in school or has committed an offense that warrants out-of-school suspension or expulsion from school according to the district school board's code of student conduct. For the purposes of this program, "disruptive behavior" is behavior that:

a. Interferes with the student's own learning or the educational process of others and requires attention and assistance beyond that which the traditional program can provide or results in frequent conflicts of a disruptive nature while the student is under the jurisdiction of the school either in or out of the classroom; or

b. Severely threatens the general welfare of students or others with whom the student comes into contact.

4. The student is identified by a school's early warning system pursuant to s. 1001.42(18)(b).

(2)(a) Each district school board may establish dropout prevention and academic intervention programs at the elementary, middle, junior high school, or high school level. Programs designed to eliminate patterns of excessive absenteeism or habitual truancy shall emphasize

academic performance and may provide specific instruction in the areas of career education, preemployment training, and behavioral management. Such programs shall utilize instructional teaching methods and student services that lead to improved student behavior as appropriate to the specific needs of the student.

(c) *For each student enrolled in a dropout prevention and academic intervention program, an academic intervention plan shall be developed to address eligibility for placement in the program and to provide individualized student goals and progress monitoring procedures. A student's academic intervention plan must be consistent with the student's individual education plan (IEP).*

(3) Each district school board providing receiving state funding for dropout prevention and academic intervention programs through the General Appropriations Act shall submit information through an annual report to the Department of Education's database documenting the extent to which each of the district's dropout prevention and academic intervention programs has been successful in the areas of graduation rate, dropout rate, attendance rate, and retention/promotion rate. The department shall compile this information into an annual report which shall be submitted to the presiding officers of the Legislature by February 15.

(4) Each district school board shall establish course standards, as defined by rule of the State Board of Education, for dropout prevention and academic intervention programs and procedures for ensuring that teachers assigned to the programs are certified pursuant to s. 1012.55 and possess the affective, pedagogical, and content-related skills necessary to meet the needs of these students.

(5) Each district school board providing a dropout prevention and academic intervention program pursuant to this section shall maintain for each participating student records documenting the student's eligibility, the length of participation, the type of program to which the student was assigned or the type of academic intervention services provided, and an evaluation of the student's academic and behavioral performance while in the program. The school principal or his or her designee shall, prior to placement in a dropout prevention and academic intervention program or the provision of an academic service, provide written notice of placement or services by certified mail, return receipt requested, to the student's parent. The parent of the student shall sign an acknowledgment of the notice of placement or service and return the signed acknowledgment to the principal within 3 days after receipt of the notice. *District school boards may adopt a policy that allows a parent to agree to an alternative method of notification. Such agreement may be made before the need for notification arises or at the time the notification becomes required.* The parents of a student assigned to such a dropout prevention and academic intervention program shall be notified in writing and entitled to an administrative review of any action by school personnel relating to such placement pursuant to the provisions of chapter 120.

(6) District school board dropout prevention and academic intervention programs shall be coordinated with social service, law enforcement, prosecutorial, and juvenile justice agencies and juvenile assessment centers in the school district. Notwithstanding the provisions of s. 1002.22, these agencies are authorized to exchange information contained in student records and juvenile justice records. Such information is confidential and exempt from the provisions of s. 119.07(1). District school boards and other agencies receiving such information shall use the information only for official purposes connected with the certification of students for admission to and for the administration of the dropout prevention and academic intervention program, and shall maintain the confidentiality of such information unless otherwise provided by law or rule.

(7) The State Board of Education shall have the authority pursuant to ss. 120.536(1) and 120.54 to adopt rules necessary to implement the provisions of this section; such rules shall require the minimum amount of necessary paperwork and reporting.

Section 14. Section 1004.051, Florida Statutes, is created to read:

1004.051 *Regulation of working students.*—

(1) *A public postsecondary institution may not, as a condition of admission to or enrollment in any of the institution's schools, colleges, or*

programs, prohibit an applicant or currently enrolled student from being employed, either full time or part time.

(2) This section does not apply if the applicant or currently enrolled student is employed by an organization or agency that is affiliated or associated with a foreign country of concern as defined in s. 288.860(1).

Section 15. Paragraph (a) of subsection (2) of section 1006.28, Florida Statutes, is amended to read:

1006.28 Duties of district school board, district school superintendent; and school principal regarding K-12 instructional materials.—

(2) DISTRICT SCHOOL BOARD.—The district school board has the constitutional duty and responsibility to select and provide adequate instructional materials for all students in accordance with the requirements of this part. The district school board also has the following specific duties and responsibilities:

(a) *Courses of study; adoption.*—Adopt courses of study, including instructional materials, for use in the schools of the district.

1. Each district school board is responsible for the content of all instructional materials and any other materials used in a classroom, made available in a school or classroom library, or included on a reading list, whether adopted and purchased from the state-adopted instructional materials list, adopted and purchased through a district instructional materials program under s. 1006.283, or otherwise purchased or made available.

2. Each district school board must adopt a policy regarding an objection by a parent or a resident of the county to the use of a specific material, which clearly describes a process to handle all objections and provides for resolution. The objection form, as prescribed by State Board of Education rule, and the district school board's process must be easy to read and understand and be easily accessible on the homepage of the school district's website. The objection form must also identify the school district point of contact and contact information for the submission of an objection. The process must provide the parent or resident the opportunity to proffer evidence to the district school board that:

a. An instructional material does not meet the criteria of s. 1006.31(2) or s. 1006.40(3)(d) if it was selected for use in a course or otherwise made available to students in the school district but was not subject to the public notice, review, comment, and hearing procedures under s. 1006.283(2)(b)8., 9., and 11.

b. Any material used in a classroom, made available in a school or classroom library, or included on a reading list contains content which:

- (I) Is pornographic or prohibited under s. 847.012;
- (II) Depicts or describes sexual conduct as defined in s. 847.001(19), unless such material is for a course required by s. 1003.46, s. 1003.42(2)(n)1.g., or s. 1003.42(2)(n)3., or identified by State Board of Education rule;
- (III) Is not suited to student needs and their ability to comprehend the material presented; or
- (IV) Is inappropriate for the grade level and age group for which the material is used.

A resident of the county who is not the parent or guardian of a student with access to school district materials may not object to more than one material per month. The State Board of Education may adopt rules to implement this provision. Any material that is subject to an objection on the basis of sub-sub-subparagraph b.(I) or sub-sub-subparagraph b.(II) must be removed within 5 school days ~~of~~ after receipt of the objection and remain unavailable to students of that school until the objection is resolved. Parents shall have the right to read passages from any material that is subject to an objection. If the school board denies a parent the right to read passages due to content that meets the requirements under sub-sub-subparagraph b.(I), the school district shall discontinue the use of the material in the school district. If the district school board finds that any material meets the requirements under sub-sub-subparagraph a. or that any other material contains prohibited content under sub-sub-subparagraph b.(I), the school district shall discontinue

use of the material. If the district school board finds that any other material contains prohibited content under sub-sub-subparagraphs b.(II)-(IV), the school district shall discontinue use of the material for any grade level or age group for which such use is inappropriate or unsuitable.

3. Each district school board must establish a process by which the parent of a public school student or a resident of the county may contest the district school board's adoption of a specific instructional material. The parent or resident must file a petition, on a form provided by the school board, within 30 calendar days after the adoption of the instructional material by the school board. The school board must make the form available to the public and publish the form on the school district's website. The form must be signed by the parent or resident, include the required contact information, and state the objection to the instructional material based on the criteria of s. 1006.31(2) or s. 1006.40(3)(d). Within 30 days after the 30-day period has expired, the school board must, for all petitions timely received, conduct at least one open public hearing before an unbiased and qualified hearing officer. The hearing officer may not be an employee or agent of the school district. The hearing is not subject to the provisions of chapter 120; however, the hearing must provide sufficient procedural protections to allow each petitioner an adequate and fair opportunity to be heard and present evidence to the hearing officer. The school board's decision after convening a hearing is final and not subject to further petition or review.

4. Meetings of committees convened for the purpose of ranking, eliminating, or selecting instructional materials for recommendation to the district school board must be noticed and open to the public in accordance with s. 286.011. Any committees convened for such purposes must include parents of students who will have access to such materials.

5. Meetings of committees convened for the purpose of resolving an objection by a parent or resident to specific materials must be noticed and open to the public in accordance with s. 286.011. Any committees convened for such purposes must include parents of students who will have access to such materials.

6. If a parent disagrees with the determination made by the district school board on the objection to the use of a specific material, a parent may request the Commissioner of Education to appoint a special magistrate who is a member of The Florida Bar in good standing and who has at least 5 years' experience in administrative law. The special magistrate shall determine facts relating to the school district's determination, consider information provided by the parent and the school district, and render a recommended decision for resolution to the State Board of Education within 30 days after receipt of the request by the parent. The State Board of Education must approve or reject the recommended decision at its next regularly scheduled meeting that is more than 7 calendar days and no more than 30 days after the date the recommended decision is transmitted. The costs of the special magistrate shall be borne by the school district. The State Board of Education shall adopt rules, including forms, necessary to implement this subparagraph.

Section 16. Present subsections (3) through (16) of section 1006.38, Florida Statutes, are redesignated as subsections (4) through (17), respectively, a new subsection (3) is added to that section, and present subsections (14) and (16) of that section are amended, to read:

1006.38 Duties, responsibilities, and requirements of instructional materials publishers and manufacturers.—This section applies to both the state and district approval processes. Publishers and manufacturers of instructional materials, or their representatives, shall:

(3) Make sample student editions of instructional materials on the commissioner's list of state-adopted instructional materials electronically available, at a discount below publisher cost, for use by teacher preparation programs and by educator preparation institutes as defined in ss. 1004.04 and 1004.85(1), respectively, for each adoption cycle, to enable educators to practice teaching with currently adopted instructional materials aligned to state academic standards.

(a) Teacher preparation programs and educator preparation institutes that use samples to practice teaching shall provide reasonable

safeguards against the unauthorized use, reproduction, and distribution of the sample copies of instructional materials.

(b) Notwithstanding s. 1006.38(5), publishers may make sample student editions of adopted instructional materials available at a discounted price to teacher preparation programs and educator preparation institutes for the instructional purpose of educators practicing with current materials.

(15)(14) Accurately and fully disclose only the names of those persons who actually authored the instructional materials. In addition to the penalties provided in subsection (17) (16), the commissioner may remove from the list of state-adopted instructional materials those instructional materials whose publisher or manufacturer misleads the purchaser by falsely representing genuine authorship.

(17)(16) Upon the willful failure of the publisher or manufacturer to comply with the requirements of this section, be liable to the department in the amount of three times the total sum which the publisher or manufacturer was paid in excess of the price required under subsections (5) and (6) and (7) and in the amount of three times the total value of the instructional materials and services which the district school board is entitled to receive free of charge under subsection (8) (7).

Section 17. Subsections (9) and (12) of section 1007.25, Florida Statutes, are amended to read:

1007.25 General education courses; common prerequisites; other degree requirements.—

(9)(a) An associate in arts degree ~~must shall~~ require no more than 60 semester hours of college credit and include 36 semester hours of general education coursework. Beginning with students initially entering a Florida College System institution or state university in the 2014-2015 academic year and thereafter, coursework for an associate in arts degree ~~must shall~~ include demonstration of competency in a foreign language pursuant to s. 1007.262. Except for developmental education required pursuant to s. 1008.30, all required coursework ~~must shall~~ count toward the associate in arts degree or the baccalaureate degree.

(b) An associate in arts specialized transfer degree must include 36 semester hours of general education coursework and require 60 semester hours or more of college credit. Specialized transfer degrees are designed for Florida College System institution students who need supplemental lower-level coursework in preparation for transfer to another institution. The State Board of Education shall establish criteria for the review and approval of new specialized transfer degrees. The approval process must require:

1. A Florida College System institution to submit a notice of its intent to propose a new associate in arts specialized degree program to the Division of Florida Colleges. The notice must include the recommended credit hours, the rationale for the specialization, the demand for students entering the field, and the coursework being proposed to be included beyond the 60 semester hours required for the general transfer degree, if applicable. Notices of intent may be submitted by a Florida College System institution at any time.

2. The Division of Florida Colleges to forward the notice of intent within 10 business days after receipt to all Florida College System institutions and to the Chancellor of the State University System, who shall forward the notice to all state universities. State universities and Florida College System institutions shall have 60 days after receipt of the notice to submit comments to the proposed associate in arts specialized transfer degree.

3. After the submission of comments pursuant to subparagraph 2., the requesting Florida College System institution to submit a proposal that, at a minimum, includes:

a. Evidence that the coursework for the associate in arts specialized transfer degree includes demonstration of competency in a foreign language pursuant to s. 1007.262 and demonstration of civic literacy competency as provided in subsection (5).

b. Demonstration that all required coursework will count toward the associate in arts degree or the baccalaureate degree.

c. An analysis of demand and unmet need for students entering the specialized field of study at the baccalaureate level.

d. Justification for the program length if it exceeds 60 credit hours, including references to the common prerequisite manual or other requirements for the baccalaureate degree. This includes documentation of alignment between the exit requirements of a Florida College System institution and the admissions requirements of a baccalaureate program at a state university to which students would typically transfer.

e. Articulation agreements for graduates of the associate in arts specialized transfer degree.

f. Responses to the comments received under subparagraph 2.

(c) The Division of Florida Colleges shall review the proposal and, within 30 days after receipt, shall provide written notification to the Florida College System institution of any deficiencies and provide the institution with an opportunity to correct the deficiencies. Within 45 days after receipt of a completed proposal by the Division of Florida Colleges, the Commissioner of Education shall recommend approval or disapproval of the new specialized transfer degree to the State Board of Education. The State Board of Education shall consider the recommendation at its next meeting.

(d) Upon approval of an associate in arts specialized transfer degree by the State Board of Education, a Florida College System institution may offer the degree and shall report data on student and program performance in a manner prescribed by the Department of Education.

(e) The State Board of Education shall adopt rules pursuant to ss. 120.536(1) and 120.54 to prescribe format and content requirements and submission procedures for notices of intent, proposals, and compliance reviews under this subsection.

(12) A student who received an associate in arts degree ~~for successfully completing 60 semester credit hours~~ may continue to earn additional credits at a Florida College System institution. The university must provide credit toward the student's baccalaureate degree for an additional Florida College System institution course if, according to the statewide course numbering, the Florida College System institution course is a course listed in the university catalog as required for the degree or as prerequisite to a course required for the degree. Of the courses required for the degree, at least half of the credit hours required for the degree ~~must shall~~ be achievable through courses designated as lower division, except in degree programs approved by the State Board of Education for programs offered by Florida College System institutions and by the Board of Governors for programs offered by state universities.

Section 18. Subsection (4) of section 1007.271, Florida Statutes, is amended to read:

1007.271 Dual enrollment programs.—

(4)(a) District school boards may not refuse to enter into a dual enrollment articulation agreement with a local Florida College System institution if that Florida College System institution has the capacity to offer dual enrollment courses.

(b) District school boards must make reasonable efforts to enter into dual enrollment articulation agreements with a Florida College System institution that offers online dual enrollment courses.

Section 19. Paragraphs (b) and (c) of subsection (4) and subsection (5) of section 1008.33, Florida Statutes, are amended to read:

1008.33 Authority to enforce public school improvement.—

(4)

(b) Unless an additional year of implementation is provided pursuant to paragraph (a), a school that completes a plan cycle under paragraph (a) and does not improve to a grade of "C" or higher must ~~implement one of the following:~~

1. Reassign students to another school and monitor the progress of each reassigned student;

2. Close the school and reopen the school as one or more charter schools, each with a governing board that has a demonstrated record of effectiveness. *Upon reopening as a charter school:*

a. *The school district shall continue to operate the school for the following school year and, no later than October 1, execute a charter school turnaround contract that will allow the charter school an opportunity to conduct an evaluation of the educational program and personnel currently assigned to the school during the year in preparation for assuming full operational control of the school and facility by July 1. The school district may not reduce or remove resources from the school during this time.*

b. *The charter school operator must provide enrollment preference to students currently attending or who would have otherwise attended or been zoned for the school. The school district shall consult and negotiate with the charter school every 3 years to determine whether realignment of the attendance zone is appropriate to ensure that students residing closest to the school are provided with an enrollment preference.*

c. *The charter school operator must serve the existing grade levels served by the school at its current enrollment or higher, but may, at its discretion, serve additional grade levels.*

d. *The school district may not charge rental or leasing fees for the existing facility or for the property normally inventoried to the school. The school and the school district shall agree to reasonable maintenance provisions in order to maintain the facility in a manner similar to all other school facilities in the school district.*

e. *The school district may not withhold an administrative fee for the provision of services identified in s. 1002.33(20)(a); or*

3. Contract with an outside entity that has a demonstrated record of effectiveness to provide turnaround services identified in state board rule, which may include school leadership, educational modalities, teacher and leadership professional development, curriculum, operation and management services, school-based administrative staffing, budgeting, scheduling, other educational service provider functions, or any combination thereof. Selection of an outside entity may include one or a combination of the following:

a. An external operator, which may be a district-managed charter school or a high-performing charter school network in which all instructional personnel are not employees of the school district, but are employees of an independent governing board composed of members who did not participate in the review or approval of the charter.

b. A contractual agreement that allows for a charter school network or any of its affiliated subsidiaries to provide individualized consultancy services tailored to address the identified needs of one or more schools under this section.

A school district and outside entity under this subparagraph must enter, at minimum, a 2-year, performance-based contract. The contract must include school performance and growth metrics the outside entity must meet on an annual basis. The state board may require the school district to modify or cancel the contract.

(c) Implementation of the turnaround option is no longer required if the school improves to a grade of “C” or higher, *unless the school district has already executed a charter school turnaround contract pursuant to this section.*

(5) The state board shall adopt rules pursuant to ss. 120.536(1) and 120.54 to administer this section. The rules shall include timelines for submission of implementation plans, approval criteria for implementation plans, ~~and~~ timelines for implementing intervention and support strategies, *a standard charter school turnaround contract, a standard facility lease, and a mutual management agreement.* The state board shall consult with education stakeholders in developing the rules.

Section 20. Paragraph (c) of subsection (3) of section 1008.34, Florida Statutes, is amended to read:

1008.34 School grading system; school report cards; district grade.—

(3) DESIGNATION OF SCHOOL GRADES.—

(c)1. The calculation of a school grade shall be based on the percentage of points earned from the components listed in subparagraph (b)1. and, if applicable, subparagraph (b)2. The State Board of Education shall adopt in rule a school grading scale that sets the percentage of points needed to earn each of the school grades listed in subsection (2). There shall be at least five percentage points separating the percentage thresholds needed to earn each of the school grades. The state board shall annually review the percentage of school grades of “A” and “B” for the school year to determine whether to adjust the school grading scale upward for the following school year’s school grades. The first adjustment would occur no earlier than the 2023-2024 school year. An adjustment must be made if the percentage of schools earning a grade of “A” or “B” in the current year represents 75 percent or more of all graded schools within a particular school type, which consists of elementary, middle, high, and combination. The adjustment must reset the minimum required percentage of points for each grade of “A,” “B,” “C,” or “D” at the next highest percentage ending in the numeral 5 or 0, whichever is closest to the current percentage. Annual reviews of the percentage of schools earning a grade of “A” or “B” and adjustments to the required points must be suspended when the following grading scale for a specific school type is achieved:

- a. Ninety percent or more of the points for a grade of “A.”
- b. Eighty to eighty-nine percent of the points for a grade of “B.”
- c. Seventy to seventy-nine percent of the points for a grade of “C.”
- d. Sixty to sixty-nine percent of the points for a grade of “D.”

When the state board adjusts the grading scale upward, the state board must inform the public of the degree of the adjustment and its anticipated impact on school grades. *Beginning in the 2024-2025 school year, any changes made by the state board to components in the school grades model or to the school grading scale shall go into effect, at the earliest, in the following school year.*

2. The calculation of school grades may not include any provision that would raise or lower the school’s grade beyond the percentage of points earned. Extra weight may not be added in the calculation of any components.

Section 21. Paragraph (c) of subsection (3) of section 1009.21, Florida Statutes, is amended to read:

1009.21 Determination of resident status for tuition purposes.— Students shall be classified as residents or nonresidents for the purpose of assessing tuition in postsecondary educational programs offered by charter technical career centers or career centers operated by school districts, in Florida College System institutions, and in state universities.

(3)

(c) Each institution of higher education shall affirmatively determine that an applicant who has been granted admission to that institution as a Florida resident meets the residency requirements of this section at the time of initial enrollment. The residency determination must be documented by the submission of written or electronic verification that includes two or more of the documents identified in this paragraph, *unless the document provided is the document described in sub-subparagraph 1.f., which is deemed a single, conclusive piece of evidence proving residency. No single piece of evidence shall be conclusive.*

- 1. The documents must include at least one of the following:
  - a. A Florida voter’s registration card.
  - b. A Florida driver license.
  - c. A State of Florida identification card.
  - d. A Florida vehicle registration.

e. Proof of a permanent home in Florida which is occupied as a primary residence by the individual or by the individual’s parent if the individual is a dependent child.



- f. Proof of a homestead exemption in Florida.
- g. Transcripts from a Florida high school for multiple years if the Florida high school diploma or high school equivalency diploma was earned within the last 12 months.
- h. Proof of permanent full-time employment in Florida for at least 30 hours per week for a 12-month period.
2. The documents may include one or more of the following:
- A declaration of domicile in Florida.
  - A Florida professional or occupational license.
  - Florida incorporation.
  - A document evidencing family ties in Florida.
  - Proof of membership in a Florida-based charitable or professional organization.
  - Any other documentation that supports the student's request for resident status, including, but not limited to, utility bills and proof of 12 consecutive months of payments; a lease agreement and proof of 12 consecutive months of payments; or an official state, federal, or court document evidencing legal ties to Florida.

Section 22. Subsection (22) is added to section 1009.23, Florida Statutes, to read:

1009.23 Florida College System institution student fees.—

(22) *Beginning with the 2024-2025 academic year, Miami Dade College, Polk State College, and Tallahassee Community College are authorized to charge an amount not to exceed \$290 per credit hour for nonresident tuition and fees for distance learning. Such institutions may phase in this nonresident tuition rate by degree program.*

Section 23. Paragraphs (a) through (f) of subsection (10) of section 1009.98, Florida Statutes, are amended to read:

1009.98 Stanley G. Tate Florida Prepaid College Program.—

(10) PAYMENTS ON BEHALF OF QUALIFIED BENEFICIARIES.—

(a) As used in this subsection, the term:

- “Actuarial reserve” means the amount by which the expected value of the assets exceeds the expected value of the liabilities of the trust fund.
- “Dormitory fees” means the fees included under advance payment contracts pursuant to paragraph (2)(d).
- “Fiscal year” means the fiscal year of the state pursuant to s. 215.01.
- “Local fees” means the fees covered by an advance payment contract provided pursuant to subparagraph (2)(b)2.
- “Tuition differential” means the fee covered by advance payment contracts sold pursuant to subparagraph (2)(b)3. ~~The base rate for the tuition differential fee for the 2012-2013 fiscal year is established at \$37.03 per credit hour. The base rate for the tuition differential in subsequent years is the amount assessed for the tuition differential for the preceding year adjusted pursuant to subparagraph (b)2.~~

(b) Effective with the 2022-2023 ~~2009-2010~~ academic year and thereafter, and notwithstanding s. 1009.24, the amount paid by the board to any state university on behalf of a qualified beneficiary of an advance payment contract whose contract was purchased before July 1, 2034 ~~2024~~, shall be:

- As to registration fees, if the actuarial reserve is less than 5 percent of the expected liabilities of the trust fund, the board shall pay the state universities 5.5 percent above the amount assessed for registration fees in the preceding fiscal year. If the actuarial reserve is between 5 percent and 6 percent of the expected liabilities of the trust

fund, the board shall pay the state universities 6 percent above the amount assessed for registration fees in the preceding fiscal year. If the actuarial reserve is between 6 percent and 7.5 percent of the expected liabilities of the trust fund, the board shall pay the state universities 6.5 percent above the amount assessed for registration fees in the preceding fiscal year. If the actuarial reserve is equal to or greater than 7.5 percent of the expected liabilities of the trust fund, the board shall pay the state universities 7 percent above the amount assessed for registration fees in the preceding fiscal year, whichever is greater.

- As to the tuition differential, if the actuarial reserve is less than 5 percent of the expected liabilities of the trust fund, the board shall pay the state universities 5.5 percent above the ~~amount assessed base rate~~ for the tuition differential fee in the preceding fiscal year. If the actuarial reserve is between 5 percent and 6 percent of the expected liabilities of the trust fund, the board shall pay the state universities 6 percent above the ~~amount assessed base rate~~ for the tuition differential fee in the preceding fiscal year. If the actuarial reserve is between 6 percent and 7.5 percent of the expected liabilities of the trust fund, the board shall pay the state universities 6.5 percent above the ~~amount assessed base rate~~ for the tuition differential fee in the preceding fiscal year. If the actuarial reserve is equal to or greater than 7.5 percent of the expected liabilities of the trust fund, the board shall pay the state universities 7 percent above the ~~amount assessed base rate~~ for the tuition differential fee in the preceding fiscal year.

- As to local fees, the board shall pay the state universities 5 percent above the amount assessed for local fees in the preceding fiscal year.

- As to dormitory fees, the board shall pay the state universities 6 percent above the amount assessed for dormitory fees in the preceding fiscal year.

- Qualified beneficiaries of advance payment contracts purchased before July 1, 2007, are exempt from paying any tuition differential fee.

(c) Notwithstanding the amount assessed for registration fees, the tuition differential, or local fees, the amount paid by the board to any state university on behalf of a qualified beneficiary of an advance payment contract purchased before ~~July 1, 2034 July 1, 2024~~, may not exceed 100 percent of the amount charged by the state university for the aggregate sum of those fees.

(d) Notwithstanding the amount assessed for dormitory fees, the amount paid by the board to any state university on behalf of a qualified beneficiary of an advance payment contract purchased before ~~July 1, 2034 July 1, 2024~~, may not exceed 100 percent of the amount charged by the state university for dormitory fees.

(e) Notwithstanding the number of credit hours used by a state university to assess the amount for registration fees, tuition, tuition differential, or local fees, the amount paid by the board to any state university on behalf of a qualified beneficiary of an advance payment contract purchased before ~~July 1, 2034 July 1, 2024~~, may not exceed the number of credit hours taken by that qualified beneficiary at the state university.

(f) The board shall pay state universities the actual amount assessed in accordance with law for registration fees, the tuition differential, local fees, and dormitory fees for advance payment contracts purchased on or after ~~July 1, 2034 July 1, 2024~~.

Section 24. Subsection (5) is added to section 1012.55, Florida Statutes, to read:

1012.55 Positions for which certificates required.—

(5) *Notwithstanding ss. 1012.32, 1012.55, and 1012.56, or any other provision of law or rule to the contrary, the State Board of Education shall adopt rules to allow for the issuance of a classical education teaching certificate, upon the request of a classical school, to any applicant who fulfills the requirements of s. 1012.56(2)(a)-(f) and (11) and any other criteria established by the department. Such certificate is only valid at a classical school. For the purposes of this subsection, the term “classical school” means a school that implements and provides professional learning in a classical education school model that emphasizes the development of students in the principles of moral character and*



*civic virtue through a well-rounded education in the liberal arts and sciences that is based on the classical trivium stages of grammar, logic, and rhetoric.*

Section 25. Subsection (5), paragraph (a) of subsection (6), and subsection (9) of section 1012.79, Florida Statutes, are amended to read:

1012.79 Education Practices Commission; organization.—

(5) ~~The Commissioner of Education may, at his or her discretion, appoint and remove a commission, by a vote of three fourths of the membership, shall employ an executive director, who shall be exempt from career service. The executive director may be dismissed by a majority vote of the membership.~~

(6)(a) The commission shall be assigned to the Department of Education for administrative and fiscal accountability purposes. The commission, in the performance of its powers and duties, may ~~shall~~ not be subject to control, supervision, or direction by the Department of Education.

(9) The commission shall make such expenditures as may be necessary in exercising its authority and powers and carrying out its duties and responsibilities, including expenditures for personal services, legal services ~~general counsel or access to counsel~~, and rent at the seat of government and elsewhere; for books of reference, periodicals, furniture, equipment, and supplies; and for printing and binding. The expenditures of the commission shall be subject to the powers and duties of the Department of Financial Services as provided in s. 17.03.

Section 26. *Section 1012.86, Florida Statutes, is repealed.*

Section 27. Subsection (19) of section 1001.64, Florida Statutes, is amended to read:

1001.64 Florida College System institution boards of trustees; powers and duties.—

(19) Each board of trustees shall appoint, suspend, or remove the president of the Florida College System institution. The board of trustees may appoint a search committee. The board of trustees shall conduct annual evaluations of the president in accordance with rules of the State Board of Education and submit such evaluations to the State Board of Education for review. The evaluation must address the achievement of the performance goals established by the accountability process implemented pursuant to s. 1008.45 and the performance of the president in achieving the annual and long-term goals and objectives ~~established in the Florida College System institution's employment accountability program implemented pursuant to s. 1012.86.~~

Section 28. Subsection (22) of section 1001.65, Florida Statutes, is amended to read:

1001.65 Florida College System institution presidents; powers and duties.—The president is the chief executive officer of the Florida College System institution, shall be corporate secretary of the Florida College System institution board of trustees, and is responsible for the operation and administration of the Florida College System institution. Each Florida College System institution president shall:

~~(22) Submit an annual employment accountability plan to the Department of Education pursuant to the provisions of s. 1012.86.~~

Section 29. This act shall take effect July 1, 2024.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to education; amending ss. 192.0105, 192.048, and 196.082, F.S.; conforming cross-references; amending s. 196.011, F.S.; providing that an annual application for exemption on property used to house a charter school is not required; requiring the owner or lessee of such property to notify the property appraiser in specified circumstances; providing penalties; creating s. 288.036, F.S.; providing definitions; creating the Office of Ocean Economy within the State University System to be housed at Florida Atlantic University to be administered by the Harbor Branch Oceanographic Institute; providing duties of the Office of Ocean Economy; requiring an annual report to the

Board of Governors, the Governor, and the Legislature by a specified date; requiring the office to post the report on its website; amending ss. 1001.61 and 1001.71, F.S.; prohibiting members of the board of trustees of a Florida College System institution and a state university, respectively, from having business dealings with any entity under their purview during their membership; amending s. 1002.33, F.S.; providing that students who transfer from certain classical schools to certain charter classical schools may be included as a student population to whom charter schools may give enrollment preference; defining the term “classical school”; revising the list of student populations that may be targeted for enrollment by a charter school by limiting the enrollment process; revising the definition of the term “charter school personnel”; amending s. 1002.42, F.S.; authorizing private schools to use or purchase specified facilities; exempting such facilities from specified zoning or land use requirements; requiring that such facilities meet specified laws, codes, and rules; amending s. 1002.45, F.S.; providing responsibilities for approved virtual instruction program providers, virtual charter schools, and school districts relating to statewide assessments and progress monitoring for certain students; creating s. 1003.052, F.S.; establishing the Purple Star School District Program; providing requirements for such program; authorizing the Department of Education to establish additional program criteria; authorizing the State Board of Education to adopt rules; amending s. 1003.451, F.S.; requiring school districts and charter schools to provide certain students with an opportunity to take the Armed Services Vocational Aptitude Battery and consult with a military recruiter; providing requirements for the scheduling of such test; amending s. 1003.53, F.S.; revising requirements for the assignment of students to disciplinary programs and alternative school settings or other programs; revising requirements for dropout prevention and academic intervention programs; requiring such programs to include academic intervention plans for students; providing requirements for such plans; providing that specified provisions apply to all dropout prevention and academic intervention programs; requiring school principals or their designees to make a reasonable effort to notify parents by specified means and to document such effort; creating s. 1004.051, F.S.; prohibiting a public postsecondary institution from prohibiting specified students from being employed; providing applicability; amending s. 1006.28, F.S.; limiting the number of objections to school district materials; authorizing the State Board of Education to adopt rules; amending s. 1006.38, F.S.; requiring instructional materials publishers and manufacturers or their representatives to make sample student editions of specified instructional materials available electronically for use by certain programs and institutes for a specified purpose; requiring teacher preparation programs and educator preparation institutes that use sample student editions to meet certain requirements; authorizing publishers to make available at a discounted price sample student editions of specified instructional materials to certain programs; amending s. 1007.25, F.S.; creating associate in arts specialized transfer degrees; providing requirements for such degrees; providing a process for the approval of such degree programs; requiring the state board to adopt specified rules; amending s. 1007.271, F.S.; requiring district school boards to make reasonable efforts to enter into specified agreements with a Florida College System institution for certain online courses; amending s. 1008.33, F.S.; providing requirements for turnaround schools that close and reopen as charter schools and school districts in which such schools reside; providing that specified provisions do not apply to certain turnaround schools; requiring the State Board of Education to adopt rules for a charter school turnaround contract and specified leases and agreements; amending s. 1008.34, F.S.; requiring that any changes made by the state board to components in the school grades model or the school grading scale shall go into effect, at the earliest, the following school year; amending s. 1009.21, F.S.; providing that a specified method for a student to prove residency for tuition purposes is deemed a single, conclusive piece of evidence; amending s. 1009.23, F.S.; authorizing certain Florida College System institutions to charge a specified amount for nonresident tuition and fees for distance learning; amending s. 1009.98, F.S.; revising the definition of the term “tuition differential”; revising provisions relating to payments the Florida Prepaid College Board must pay to state universities on behalf of beneficiaries of specified contracts; amending s. 1012.55, F.S.; requiring the state board to adopt rules for the issuance of a classical education teaching certificate; providing requirements for such certifi-

cate; defining the term “classical school”; amending s. 1012.79, F.S.; authorizing the Commissioner of Education to appoint an executive director of the Education Practices Commission; revising the purpose of the commission; authorizing the commission to expend funds for legal services; repealing s. 1012.86, F.S., relating to the Florida College System institution employment equity accountability program; amending ss. 1001.64 and 1001.65, F.S.; conforming provisions to changes made by the act; providing an effective date.

Senator Burton moved the following amendment to **Amendment 1 (495536)** which was adopted:

**Amendment 1A (375166) (with title amendment)**—Between lines 1278 and 1279 insert:

Section 29. *The Department of Education shall provide a bonus in the amount of \$50 to compensate International Baccalaureate teachers for each student they teach who received a score of “C” or higher on an International Baccalaureate Theory of Knowledge subject examination. If the total amount of the bonuses is greater than the funds provided in this appropriation, each teacher’s amount shall be prorated based on the number of students who earned qualifying scores in each district. These bonuses shall be in addition to any regular wage or other bonus the teacher received or is scheduled to receive. The sum of \$250,000 in nonrecurring funds is appropriated to fund this section.*

And the title is amended as follows:

Delete line 1409 and insert: by the act; requiring the department to provide a bonus to International Baccalaureate teachers under certain circumstances; providing an appropriation; providing an effective date.

Senator Burgess moved the following amendment to **Amendment 1 (495536)** which was adopted:

**Amendment 1B (617958) (with title amendment)**—

In title, delete lines 1296-1298 and insert: housed at Florida Atlantic University; providing duties of the Office of Ocean

**Amendment 1 (495536)**, as amended, was adopted.

On motion by Senator Burgess, by two-thirds vote, **CS for CS for HB 1285**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—28

Madam President	Collins	Mayfield
Avila	DiCeglie	Perry
Baxley	Garcia	Rodriguez
Boyd	Grall	Simon
Bradley	Gruters	Stewart
Brodeur	Harrell	Trumbull
Broxson	Hooper	Wright
Burgess	Hutson	Yarborough
Burton	Ingoglia	
Calatayud	Martin	

Nays—11

Berman	Osgood	Rouson
Book	Pizzo	Thompson
Davis	Polsky	Torres
Jones	Powell	

**SB 1174**—A bill to be entitled An act relating to identification documents; amending ss. 125.0156 and 166.246, F.S.; prohibiting counties and municipalities, respectively, from accepting certain identification cards or documents that are knowingly issued to individuals who are not lawfully present in the United States as a form of identification; providing an exception; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1174**, pursuant to Rule 3.11(3), there being no objection, **HB 1451** was withdrawn from the Committee on Rules.

On motion by Senator Ingoglia—

**HB 1451**—A bill to be entitled An act relating to identification documents; amending ss. 125.0156 and 166.246, F.S.; prohibiting counties and municipalities, respectively, from accepting certain identification cards or documents that are knowingly issued to individuals who are not lawfully present in the United States as a form of identification; providing an exception; providing an effective date.

—a companion measure, was substituted for **SB 1174** and read the second time by title.

Pursuant to Rule 4.19, **HB 1451** was placed on the calendar of Bills on Third Reading.

**CS for SB 1176**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for the personal identifying and location information of current clerks of the circuit court and deputy clerks of the circuit court and the names and personal identifying and location information of the spouses and children of such clerks and deputy clerks; providing for future legislative review and repeal of the exemption; providing for retroactive application; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1176**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 983** was withdrawn from the Committee on Rules.

On motion by Senator Yarborough—

**CS for HB 983**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for the personal identifying and location information of current clerks of the circuit court, deputy clerks of the circuit court, and clerk of the circuit court personnel and the names and personal identifying and location information of the spouses and children of such clerks, deputy clerks, and clerk personnel; providing for future legislative review and repeal of the exemption; providing for retroactive application; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **CS for SB 1176** and read the second time by title.

On motion by Senator Yarborough, by two-thirds vote, **CS for HB 983** 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—39

Madam President	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Nays—None

**SB 1190**—A bill to be entitled An act relating to the Online Sting Operations Grant Program; creating s. 943.0411, F.S.; creating the Online Sting Operations Grant Program within the Department of Law Enforcement to support local law enforcement agencies in creating certain sting operations to protect children; requiring the department to annually award grant funds to local law enforcement agencies; providing funding requirements; authorizing the department to establish criteria and set specific time periods for the acceptance of applications and the selection process for awarding grant funds; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1190**, pursuant to Rule 3.11(3), there being no objection, **HB 1131** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Ingoglia—

**HB 1131**—A bill to be entitled An act relating to the Online Sting Operations Grant Program; creating s. 943.0411, F.S.; creating the Online Sting Operations Grant Program within the Department of Law Enforcement to support local law enforcement agencies in creating certain sting operations to protect children; requiring the department to annually award grant funds to local law enforcement agencies; providing funding requirements; authorizing the department to establish criteria and set specific time periods for the acceptance of applications and the selection process for awarding grant funds; providing an effective date.

—a companion measure, was substituted for **SB 1190** and read the second time by title.

On motion by Senator Ingoglia, by two-thirds vote, **HB 1131** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Nays—None

**SB 1220**—A bill to be entitled An act relating to schemes to defraud; amending s. 817.034, F.S.; revising the definition of the term “scheme to defraud”; providing for the reclassification of certain scheme-to-defraud offenses committed against persons 65 years of age or older or persons with certain disabilities; authorizing a person whose image or likeness is used without his or her consent in a scheme to defraud to file a civil action for damages; making technical changes; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1220**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1171** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Martin—

**CS for CS for HB 1171**—A bill to be entitled An act relating to schemes to defraud; amending s. 817.034, F.S.; revising the definition of “scheme to defraud”; providing for reclassification of certain offenses when committed against persons 65 years of age or older, against minors, or against persons with mental and physical disabilities; providing for civil actions for damages by persons whose image or likeness was

used in a scheme to defraud without their consent; providing an effective date.

—a companion measure, was substituted for **SB 1220** and read the second time by title.

On motion by Senator Martin, by two-thirds vote, **CS for CS for HB 1171** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Nays—None

**MOTIONS**

On motion by Senator Mayfield, the rules were waived and time of adjournment was extended until completion of today’s business.

**CS for SB 1222**—A bill to be entitled An act relating to theft; amending s. 812.014, F.S.; reducing the minimum threshold amount for grand theft of the third degree; creating the offense of grand theft of the third degree; providing criminal penalties; creating the offense of grand theft of the second degree; providing criminal penalties; creating the offense of petit theft of the first degree; providing criminal penalties; providing enhanced criminal penalties for committing petit theft of the first degree and having certain previous convictions; amending s. 812.015, F.S.; defining the term “social media platform”; revising specified timeframes, from 30-day periods to 45-day periods, during which there is a lookback period for the commission of specified retail theft offenses; providing criminal penalties for persons committing certain retail theft acts in concert with a certain number of other persons within one or more establishments for specified purposes; providing criminal penalties for persons who commit retail theft and have certain prior retail theft convictions; providing criminal penalties for persons who commit retail theft who possess a firearm during the commission of such offense; making technical changes; amending s. 921.0022, F.S.; ranking offenses on the offense severity ranking chart of the Criminal Punishment Code; conforming provisions to changes made by the act; conforming a cross-reference; amending s. 784.07, F.S.; conforming a cross-reference; making a correction; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1222**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 549** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Trumbull—

**CS for HB 549**—A bill to be entitled An act relating to theft; amending s. 812.014, F.S.; reducing the minimum threshold amount for an offense of grand theft of the third degree; creating an offense of grand theft of the third degree; providing criminal penalties; creating an offense of grand theft of the second degree; providing criminal penalties; creating an offense of petit theft of the first degree; providing criminal penalties; providing enhanced criminal penalties for committing petit theft of the first degree and having certain previous convictions; amending s. 812.015, F.S.; defining the term “social media platform”; revising the number of thefts required within a specified aggregation period required to commit a specified violation for retail theft; revising

specified timeframes, from 30-day periods to 365-day periods, in which individual acts of retail theft may be aggregated to establish specified thresholds; prohibiting a person from committing retail theft with a specified number of other persons for a specified purpose; providing a criminal penalty; revising the number of thefts required within a specified aggregation period required to commit a specified violation for retail theft; prohibiting a person from committing retail theft with a specific number of other persons for a specified purpose when such person uses a social media platform to solicit the participation of other persons; providing a criminal penalty; providing criminal penalties for a person who commits retail theft and has certain prior retail theft convictions; providing criminal penalties for a person who commits retail theft who possesses a firearm during the commission of the offense; requiring a court to order a person convicted of retail theft to pay specified restitution; amending s. 921.0022, F.S.; ranking offenses on the offense severity ranking chart of the Criminal Punishment Code; amending s. 784.07, F.S.; correcting a cross-reference; providing an effective date.

—a companion measure, was substituted for **CS for SB 1222** and read the second time by title.

Senator Trumbull moved the following amendment which was adopted:

**Amendment 1 (942840) (with title amendment)**—Delete lines 227-556 and insert:  
aggregated within a ~~120-day 30-day~~ period to determine the value of the property stolen and such value is \$750 or more;

(b) Conspires with another person to commit retail theft with the intent to sell the stolen property for monetary or other gain, and subsequently takes or causes such property to be placed in the control of another person in exchange for consideration, in which the stolen property taken or placed within a ~~120-day 30-day~~ period is aggregated to determine the value of the stolen property and such value is \$750 or more;

(c) Individually, or in concert with one or more other persons, commits theft from more than one location within a ~~120-day 30-day~~ period, in which the amount of each individual theft is aggregated to determine the value of the property stolen and such value is \$750 or more;

(d) Acts in concert with one or more other individuals within one or more establishments to distract the merchant, merchant’s employee, or law enforcement officer in order to carry out the offense, or acts in other ways to coordinate efforts to carry out the offense and such value is \$750 or more;

(e) Commits the offense through the purchase of merchandise in a package or box that contains merchandise other than, or in addition to, the merchandise purported to be contained in the package or box and such value is \$750 or more; ~~or~~

(f) Individually, or in concert with ~~one 1~~ or more other persons, commits ~~three 5~~ or more retail thefts within a ~~120-day 30-day~~ period and in committing such thefts obtains or uses 10 or more items of merchandise, and the number of items stolen during each theft is aggregated within the ~~120-day 30-day~~ period to determine the total number of items stolen, regardless of the value of such merchandise, and ~~two 2~~ or more of the thefts occur at different physical merchant locations; ~~or~~

(g) *Acts in concert with five or more other persons within one or more establishments for the purpose of overwhelming the response of a merchant, merchant’s employee, or law enforcement officer in order to carry out the offense or avoid detection or apprehension for the offense.*

(9) *Except as provided in subsection (11), a person commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if the person:*

(a) Violates subsection (8) and has previously been convicted of a violation of subsection (8) or of this subsection;

(b) Individually, or in concert with one or more other persons, coordinates the activities of one or more persons in committing the offense of retail theft, in which the amount of each individual theft within a ~~120-day 30-day~~ period is aggregated to determine the value of the stolen property and such value is in excess of \$3,000;

(c) Conspires with another person to commit retail theft with the intent to sell the stolen property for monetary or other gain, and subsequently takes or causes such property to be placed in control of another person in exchange for consideration, in which the stolen property taken or placed within a ~~120-day 30-day~~ period is aggregated to have a value in excess of \$3,000; ~~or~~

(d) Individually, or in concert with ~~one 1~~ or more other persons, commits ~~three 5~~ or more retail thefts within a ~~120-day 30-day~~ period and in committing such thefts obtains or uses 20 or more items of merchandise, and the number of items stolen during each theft is aggregated within the ~~120-day 30-day~~ period to determine the total number of items stolen, regardless of the value of such merchandise, and ~~two 2~~ or more of the thefts occur at a different physical retail merchant location; ~~or~~

(e) *Acts in concert with five or more other persons within one or more establishments for the purpose of overwhelming the response of a merchant, merchant’s employee, or law enforcement officer in order to carry out the offense or avoid detection or apprehension for the offense and, in the course of organizing or committing the offense, solicits the participation of another person in the offense through the use of a social media platform.*

(10) If a person commits retail theft in more than one judicial circuit within a ~~120-day 30-day~~ period, the value of the stolen property resulting from the thefts in each judicial circuit may be aggregated, and the person must be prosecuted by the Office of the Statewide Prosecutor in accordance with s. 16.56.

(11) *A person commits a felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if he or she violates subsection (8) or subsection (9) and:*

(a) *Has two or more previous convictions of violations of either or both of those subsections; or*

(b) *Possesses a firearm during the commission of such offense.*

(12) *A court must order a person convicted of violating this section to pay restitution, which must include the value of merchandise that was damaged or stolen and the cost of repairing or replacing any other property that was damaged in the course of committing the offense.*

Section 3. Paragraphs (b) and (d) through (h) of subsection (3) of section 921.0022, Florida Statutes, are amended to read:

921.0022 Criminal Punishment Code; offense severity ranking chart.—

(3) OFFENSE SEVERITY RANKING CHART

(b) LEVEL 2

Florida Statute	Felony Degree	Description
379.2431(1)(e)3.	3rd	Possession of 11 or fewer marine turtle eggs in violation of the Marine Turtle Protection Act.
379.2431(1)(e)4.	3rd	Possession of more than 11 marine turtle eggs in violation of the Marine Turtle Protection Act.
403.413(6)(c)	3rd	Dumps waste litter exceeding 500 lbs. in weight or 100 cubic feet in volume or any quantity for commercial purposes, or hazardous waste.
517.07(2)	3rd	Failure to furnish a prospectus meeting requirements.
590.28(1)	3rd	Intentional burning of lands.
784.03(3)	3rd	Battery during a riot or an aggravated riot.

784.05(3)	3rd	Storing or leaving a loaded firearm within reach of minor who uses it to inflict injury or death.	831.11	3rd	Bringing into the state forged bank bills, checks, drafts, or notes.
787.04(1)	3rd	In violation of court order, take, entice, etc., minor beyond state limits.	832.05(3)(a)	3rd	Cashing or depositing item with intent to defraud.
806.13(1)(b)3.	3rd	Criminal mischief; damage \$1,000 or more to public communication or any other public service.	843.01(2)	3rd	Resist police canine or police horse with violence; under certain circumstances.
806.13(3)	3rd	Criminal mischief; damage of \$200 or more to a memorial or historic property.	843.08	3rd	False personation.
810.061(2)	3rd	Impairing or impeding telephone or power to a dwelling; facilitating or furthering burglary.	843.19(3)	3rd	Touch or strike police, fire, SAR canine or police horse.
810.09(2)(e)	3rd	Trespassing on posted commercial horticulture property.	893.13(2)(a)2.	3rd	Purchase of any s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) drugs other than cannabis.
812.014(2)(c)1.	3rd	Grand theft, 3rd degree; \$750 or more but less than \$5,000.	893.147(2)	3rd	Manufacture or delivery of drug paraphernalia.
812.014(2)(d)1.	3rd	Grand theft, 3rd degree; \$40 \$100 or more but less than \$750, taken from dwelling or its unenclosed curtilage of dwelling.	(d) LEVEL 4		
<del>812.014(2)(d)</del>			Florida Statute	Felony Degree	Description
812.014(2)(e)2.	3rd	<i>Petit theft, 1st degree; less than \$40 taken from dwelling or its unenclosed curtilage with one prior theft conviction.</i>	316.1935(3)(a)	2nd	Driving at high speed or with wanton disregard for safety while fleeing or attempting to elude law enforcement officer who is in a patrol vehicle with siren and lights activated.
812.015(7)	3rd	Possession, use, or attempted use of an antishoplifting or inventory control device countermeasure.	499.0051(1)	3rd	Failure to maintain or deliver transaction history, transaction information, or transaction statements.
817.234(1)(a)2.	3rd	False statement in support of insurance claim.	499.0051(5)	2nd	Knowing sale or delivery, or possession with intent to sell, contraband prescription drugs.
817.481(3)(a)	3rd	Obtain credit or purchase with false, expired, counterfeit, etc., credit card, value over \$300.	517.07(1)	3rd	Failure to register securities.
817.52(3)	3rd	Failure to redeliver hired vehicle.	517.12(1)	3rd	Failure of dealer or associated person of a dealer of securities to register.
817.54	3rd	With intent to defraud, obtain mortgage note, etc., by false representation.	784.031	3rd	Battery by strangulation.
817.60(5)	3rd	Dealing in credit cards of another.	784.07(2)(b)	3rd	Battery of law enforcement officer, firefighter, etc.
817.60(6)(a)	3rd	Forgery; purchase goods, services with false card.	784.074(1)(c)	3rd	Battery of sexually violent predators facility staff.
817.61	3rd	Fraudulent use of credit cards over \$100 or more within 6 months.	784.075	3rd	Battery on detention or commitment facility staff.
826.04	3rd	Knowingly marries or has sexual intercourse with person to whom related.	784.078	3rd	Battery of facility employee by throwing, tossing, or expelling certain fluids or materials.
831.01	3rd	Forgery.	784.08(2)(c)	3rd	Battery on a person 65 years of age or older.
831.02	3rd	Uttering forged instrument; utters or publishes alteration with intent to defraud.	784.081(3)	3rd	Battery on specified official or employee.
831.07	3rd	Forging bank bills, checks, drafts, or promissory notes.	784.082(3)	3rd	Battery by detained person on visitor or other detainee.
831.08	3rd	Possessing 10 or more forged notes, bills, checks, or drafts.	784.083(3)	3rd	Battery on code inspector.
831.09	3rd	Uttering forged notes, bills, checks, drafts, or promissory notes.	784.085	3rd	Battery of child by throwing, tossing, projecting, or expelling certain fluids or materials.

787.03(1)	3rd	Interference with custody; wrongly takes minor from appointed guardian.	817.625(2)(a)	3rd	Fraudulent use of scanning device, skimming device, or reencoder.
787.04(2)	3rd	Take, entice, or remove child beyond state limits with criminal intent pending custody proceedings.	817.625(2)(c)	3rd	Possess, sell, or deliver skimming device.
787.04(3)	3rd	Carrying child beyond state lines with criminal intent to avoid producing child at custody hearing or delivering to designated person.	828.125(1)	2nd	Kill, maim, or cause great bodily harm or permanent breeding disability to any registered horse or cattle.
787.07	3rd	Human smuggling.	836.14(2)	3rd	Person who commits theft of a sexually explicit image with intent to promote it.
790.115(1)	3rd	Exhibiting firearm or weapon within 1,000 feet of a school.	836.14(3)	3rd	Person who willfully possesses a sexually explicit image with certain knowledge, intent, and purpose.
790.115(2)(b)	3rd	Possessing electric weapon or device, destructive device, or other weapon on school property.	837.02(1)	3rd	Perjury in official proceedings.
790.115(2)(c)	3rd	Possessing firearm on school property.	837.021(1)	3rd	Make contradictory statements in official proceedings.
794.051(1)	3rd	Indecent, lewd, or lascivious touching of certain minors.	838.022	3rd	Official misconduct.
800.04(7)(c)	3rd	Lewd or lascivious exhibition; offender less than 18 years.	839.13(2)(a)	3rd	Falsifying records of an individual in the care and custody of a state agency.
806.135	2nd	Destroying or demolishing a memorial or historic property.	839.13(2)(c)	3rd	Falsifying records of the Department of Children and Families.
810.02(4)(a)	3rd	Burglary, or attempted burglary, of an unoccupied structure; unarmed; no assault or battery.	843.021	3rd	Possession of a concealed handcuff key by a person in custody.
810.02(4)(b)	3rd	Burglary, or attempted burglary, of an unoccupied conveyance; unarmed; no assault or battery.	843.025	3rd	Deprive law enforcement, correctional, or correctional probation officer of means of protection or communication.
810.06	3rd	Burglary; possession of tools.	843.15(1)(a)	3rd	Failure to appear while on bail for felony (bond estreature or bond jumping).
810.08(2)(c)	3rd	Trespass on property, armed with firearm or dangerous weapon.	843.19(2)	2nd	Injure, disable, or kill police, fire, or SAR canine or police horse.
812.014(2)(c)3.	3rd	Grand theft, 3rd degree \$10,000 or more but less than \$20,000.	847.0135(5)(c)	3rd	Lewd or lascivious exhibition using computer; offender less than 18 years.
812.014(2)(c)4. & 6.-10.	3rd	Grand theft, 3rd degree; specified items.	870.01(3)	2nd	Aggravated rioting.
812.014(2)(d)2.	3rd	<i>Grand theft, 3rd degree; \$750 or more taken from dwelling or its unenclosed curtilage.</i>	870.01(5)	2nd	Aggravated inciting a riot.
812.014(2)(e)3.	3rd	<i>Petit theft, 1st degree; less than \$40 taken from dwelling or its unenclosed curtilage with two or more prior theft convictions.</i>	874.05(1)(a)	3rd	Encouraging or recruiting another to join a criminal gang.
812.0195(2)	3rd	Dealing in stolen property by use of the Internet; property stolen \$300 or more.	893.13(2)(a)1.	2nd	Purchase of cocaine (or other s. 893.03(1)(a), (b), or (d), (2)(a), (2)(b), or (2)(c)5. drugs).
817.505(4)(a)	3rd	Patient brokering.	914.14(2)	3rd	Witnesses accepting bribes.
817.563(1)	3rd	Sell or deliver substance other than controlled substance agreed upon, excluding s. 893.03(5) drugs.	914.22(1)	3rd	Force, threaten, etc., witness, victim, or informant.
817.568(2)(a)	3rd	Fraudulent use of personal identification information.	914.23(2)	3rd	Retaliation against a witness, victim, or informant, no bodily injury.
817.5695(3)(c)	3rd	Exploitation of person 65 years of age or older, value less than \$10,000.	916.1085(2)(c)1.	3rd	Introduction of specified contraband into certain DCF facilities.
			918.12	3rd	Tampering with jurors.
			934.215	3rd	Use of two-way communications device to facilitate commission of a crime.

944.47(1)(a)6.	3rd	Introduction of contraband (cellular telephone or other portable communication device) into correctional institution.	790.01(3)	3rd	Unlawful carrying of a concealed firearm.
			790.162	2nd	Threat to throw or discharge destructive device.
951.22(1)(h),(j) & (k)	3rd	Intoxicating drug, instrumentality or other device to aid escape, or cellular telephone or other portable communication device introduced into county detention facility.	790.163(1)	2nd	False report of bomb, explosive, weapon of mass destruction, or use of firearms in violent manner.
(e) LEVEL 5			790.221(1)	2nd	Possession of short-barreled shotgun or machine gun.
			790.23	2nd	Felons in possession of firearms, ammunition, or electronic weapons or devices.
Florida Statute	Felony Degree	Description			
316.027(2)(a)	3rd	Accidents involving personal injuries other than serious bodily injury, failure to stop; leaving scene.	796.05(1)	2nd	Live on earnings of a prostitute; 1st offense.
316.1935(4)(a)	2nd	Aggravated fleeing or eluding.	800.04(6)(c)	3rd	Lewd or lascivious conduct; offender less than 18 years of age.
316.80(2)	2nd	Unlawful conveyance of fuel; obtaining fuel fraudulently.	800.04(7)(b)	2nd	Lewd or lascivious exhibition; offender 18 years of age or older.
322.34(6)	3rd	Careless operation of motor vehicle with suspended license, resulting in death or serious bodily injury.	806.111(1)	3rd	Possess, manufacture, or dispense fire bomb with intent to damage any structure or property.
327.30(5)	3rd	Vessel accidents involving personal injury; leaving scene.	812.014(2)(d)3.	2nd	<i>Grand theft, 2nd degree; theft from 20 or more dwellings or their unenclosed curtilage, or any combination.</i>
379.365(2)(c)1.	3rd	Violation of rules relating to: willful molestation of stone crab traps, lines, or buoys; illegal bartering, trading, or sale, conspiring or aiding in such barter, trade, or sale, or supplying, agreeing to supply, aiding in supplying, or giving away stone crab trap tags or certificates; making, altering, forging, counterfeiting, or reproducing stone crab trap tags; possession of forged, counterfeit, or imitation stone crab trap tags; and engaging in the commercial harvest of stone crabs while license is suspended or revoked.	812.0145(2)(b)	2nd	Theft from person 65 years of age or older; \$10,000 or more but less than \$50,000.
			812.015(8)(a) & (c)-(e)	3rd	Retail theft; property stolen is valued at \$750 or more and one or more specified acts.
			812.015(8)(f)	3rd	Retail theft; multiple thefts within specified period.
			812.015(8)(g)	3rd	<i>Retail theft; committed with specified number of other persons.</i>
379.367(4)	3rd	Willful molestation of a commercial harvester's spiny lobster trap, line, or buoy.	812.019(1)	2nd	Stolen property; dealing in or trafficking in.
			812.081(3)	2nd	Trafficking in trade secrets.
379.407(5)(b)3.	3rd	Possession of 100 or more undersized spiny lobsters.	812.131(2)(b)	3rd	Robbery by sudden snatching.
381.0041(11)(b)	3rd	Donate blood, plasma, or organs knowing HIV positive.	812.16(2)	3rd	Owning, operating, or conducting a chop shop.
440.10(1)(g)	2nd	Failure to obtain workers' compensation coverage.	817.034(4)(a)2.	2nd	Communications fraud, value \$20,000 to \$50,000.
440.105(5)	2nd	Unlawful solicitation for the purpose of making workers' compensation claims.	817.234(11)(b)	2nd	Insurance fraud; property value \$20,000 or more but less than \$100,000.
440.381(2)	3rd	Submission of false, misleading, or incomplete information with the purpose of avoiding or reducing workers' compensation premiums.	817.2341(1),(2)(a) & (3)(a)	3rd	Filing false financial statements, making false entries of material fact or false statements regarding property values relating to the solvency of an insuring entity.
624.401(4)(b)2.	2nd	Transacting insurance without a certificate or authority; premium collected \$20,000 or more but less than \$100,000.	817.568(2)(b)	2nd	Fraudulent use of personal identification information; value of benefit, services received, payment avoided, or amount of injury or fraud, \$5,000 or more or use of personal identification information of 10 or more persons.
626.902(1)(c)	2nd	Representing an unauthorized insurer; repeat offender.			

817.611(2)(a)	2nd	Traffic in or possess 5 to 14 counterfeit credit cards or related documents.		(2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) within 1,000 feet of property used for religious services or a specified business site.	
817.625(2)(b)	2nd	Second or subsequent fraudulent use of scanning device, skimming device, or reencoder.	893.13(1)(f)1.	1st	Sell, manufacture, or deliver cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), or (2)(a), (2)(b), or (2)(c)5. drugs) within 1,000 feet of public housing facility.
825.1025(4)	3rd	Lewd or lascivious exhibition in the presence of an elderly person or disabled adult.		2nd	Use or hire of minor; deliver to minor other controlled substance.
827.071(4)	2nd	Possess with intent to promote any photographic material, motion picture, etc., which includes child pornography.	893.13(4)(b) 893.1351(1)	3rd	Ownership, lease, or rental for trafficking in or manufacturing of controlled substance.
827.071(5)	3rd	Possess, control, or intentionally view any photographic material, motion picture, etc., which includes child pornography.	(f) LEVEL 6		
828.12(2)	3rd	Tortures any animal with intent to inflict intense pain, serious physical injury, or death.	Florida Statute	Felony Degree	Description
836.14(4)	2nd	Person who willfully promotes for financial gain a sexually explicit image of an identifiable person without consent.	316.027(2)(b) 316.193(2)(b)	2nd 3rd	Leaving the scene of a crash involving serious bodily injury. Felony DUI, 4th or subsequent conviction.
839.13(2)(b)	2nd	Falsifying records of an individual in the care and custody of a state agency involving great bodily harm or death.	400.9935(4)(c)	2nd	Operating a clinic, or offering services requiring licensure, without a license.
843.01(1)	3rd	Resist officer with violence to person; resist arrest with violence.	499.0051(2)	2nd	Knowing forgery of transaction history, transaction information, or transaction statement.
847.0135(5)(b)	2nd	Lewd or lascivious exhibition using computer; offender 18 years or older.	499.0051(3)	2nd	Knowing purchase or receipt of prescription drug from unauthorized person.
847.0137(2) & (3)	3rd	Transmission of pornography by electronic device or equipment.	499.0051(4)	2nd	Knowing sale or transfer of prescription drug to unauthorized person.
847.0138(2) & (3)	3rd	Transmission of material harmful to minors to a minor by electronic device or equipment.	775.0875(1)	3rd	Taking firearm from law enforcement officer.
874.05(1)(b)	2nd	Encouraging or recruiting another to join a criminal gang; second or subsequent offense.	784.021(1)(a) 784.021(1)(b)	3rd 3rd	Aggravated assault; deadly weapon without intent to kill. Aggravated assault; intent to commit felony.
874.05(2)(a)	2nd	Encouraging or recruiting person under 13 years of age to join a criminal gang.	784.041	3rd	Felony battery; domestic battery by strangulation.
893.13(1)(a)1.	2nd	Sell, manufacture, or deliver cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)5. drugs).	784.048(3) 784.048(5)	3rd 3rd	Aggravated stalking; credible threat. Aggravated stalking of person under 16.
893.13(1)(c)2.	2nd	Sell, manufacture, or deliver cannabis (or other s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) drugs) within 1,000 feet of a child care facility, school, or state, county, or municipal park or publicly owned recreational facility or community center.	784.07(2)(c) 784.074(1)(b) 784.08(2)(b)	2nd 2nd 2nd	Aggravated assault on law enforcement officer. Aggravated assault on sexually violent predators facility staff. Aggravated assault on a person 65 years of age or older.
893.13(1)(d)1.	1st	Sell, manufacture, or deliver cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), (2)(b), or (2)(c)5. drugs) within 1,000 feet of university.	784.081(2) 784.082(2)	2nd 2nd	Aggravated assault on specified official or employee. Aggravated assault by detained person on visitor or other detainee.
893.13(1)(e)2.	2nd	Sell, manufacture, or deliver cannabis or other drug prohibited under s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3.,	784.083(2)	2nd	Aggravated assault on code inspector.



787.02(2)	3rd	False imprisonment; restraining with purpose other than those in s. 787.01.	817.5695(3)(b)	2nd	Exploitation of person 65 years of age or older, value \$10,000 or more, but less than \$50,000.
790.115(2)(d)	2nd	Discharging firearm or weapon on school property.	825.102(1)	3rd	Abuse of an elderly person or disabled adult.
790.161(2)	2nd	Make, possess, or throw destructive device with intent to do bodily harm or damage property.	825.102(3)(c)	3rd	Neglect of an elderly person or disabled adult.
790.164(1)	2nd	False report concerning bomb, explosive, weapon of mass destruction, act of arson or violence to state property, or use of firearms in violent manner.	825.1025(3) 825.103(3)(c)	3rd 3rd	Lewd or lascivious molestation of an elderly person or disabled adult. Exploiting an elderly person or disabled adult and property is valued at less than \$10,000.
790.19	2nd	Shooting or throwing deadly missiles into dwellings, vessels, or vehicles.	827.03(2)(c)	3rd	Abuse of a child.
794.011(8)(a)	3rd	Solicitation of minor to participate in sexual activity by custodial adult.	827.03(2)(d)	3rd	Neglect of a child.
794.05(1)	2nd	Unlawful sexual activity with specified minor.	827.071(2) & (3)	2nd	Use or induce a child in a sexual performance, or promote or direct such performance.
800.04(5)(d)	3rd	Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years of age; offender less than 18 years.	828.126(3) 836.05	3rd 2nd	Sexual activities involving animals. Threats; extortion.
800.04(6)(b)	2nd	Lewd or lascivious conduct; offender 18 years of age or older.	836.10	2nd	Written or electronic threats to kill, do bodily injury, or conduct a mass shooting or an act of terrorism.
806.031(2)	2nd	Arson resulting in great bodily harm to firefighter or any other person.	843.12	3rd	Aids or assists person to escape.
810.02(3)(c)	2nd	Burglary of occupied structure; unarmed; no assault or battery.	847.011	3rd	Distributing, offering to distribute, or possessing with intent to distribute obscene materials depicting minors.
810.145(8)(b)	2nd	Video voyeurism; certain minor victims; 2nd or subsequent offense.	847.012	3rd	Knowingly using a minor in the production of materials harmful to minors.
812.014(2)(b)1.	2nd	Property stolen \$20,000 or more, but less than \$100,000, grand theft in 2nd degree.	847.0135(2)	3rd	Facilitates sexual conduct of or with a minor or the visual depiction of such conduct.
812.014(2)(c)5.	3rd	Grand theft; third degree; firearm.	893.131	2nd	Distribution of controlled substances resulting in overdose or serious bodily injury.
812.014(6)	2nd	Theft; property stolen \$3,000 or more; coordination of others.	914.23	2nd	Retaliation against a witness, victim, or informant, with bodily injury.
812.015(9)(a)	2nd	Retail theft; property stolen \$750 or more; second or subsequent conviction.	918.13(2)(b)	2nd	Tampering with or fabricating physical evidence relating to a capital felony.
812.015(9)(b)	2nd	Retail theft; aggregated property stolen within 120 <del>30</del> days is \$3,000 or more; coordination of others.	944.35(3)(a)2.	3rd	Committing malicious battery upon or inflicting cruel or inhuman treatment on an inmate or offender on community supervision, resulting in great bodily harm.
812.015(9)(d)	2nd	Retail theft; multiple thefts within specified period.	944.40	2nd	Escapes.
812.015(9)(e)	2nd	<i>Retail theft; committed with specified number of other persons and use of social media platform.</i>	944.46	3rd	Harboring, concealing, aiding escaped prisoners.
812.13(2)(c)	2nd	Robbery, no firearm or other weapon (strong-arm robbery).	944.47(1)(a)5.	2nd	Introduction of contraband (firearm, weapon, or explosive) into correctional facility.
817.4821(5)	2nd	Possess cloning paraphernalia with intent to create cloned cellular telephones.	951.22(1)(i)	3rd	Firearm or weapon introduced into county detention facility.
817.49(2)(b)2.	2nd	Willful making of a false report of a crime resulting in death.			
817.505(4)(b)	2nd	Patient brokering; 10 or more patients.			

And the title is amended as follows:

Delete line 17 and insert: periods to 120-day periods, in which individual acts

On motion by Senator Trumbull, by two-thirds vote, **CS for HB 549**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

Madam President	Collins	Perry
Avila	Davis	Pizzo
Baxley	DiCeglie	Polsky
Berman	Garcia	Rodriguez
Book	Grall	Rouson
Boyd	Gruters	Simon
Bradley	Harrell	Stewart
Brodeur	Hooper	Thompson
Broxson	Hutson	Torres
Burgess	Ingoglia	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Nays—3

Jones	Osgood	Powell
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**CS for CS for SB 1274**—A bill to be entitled An act relating to juvenile justice; amending s. 790.115, F.S.; removing a provision requiring specified treatment of minors charged with possessing or discharging a firearm on school property; amending s. 790.22, F.S.; revising penalties for minors committing specified firearms violations; removing provisions concerning minors charged with or convicted of certain firearms offenses; amending s. 985.101, F.S.; conforming provisions to changes made by the act; amending s. 985.12, F.S.; redesignating civil citation programs as prearrest delinquency citation programs; revising program requirements; providing that certain existing programs meeting certain requirements shall be deemed authorized; amending s. 985.125, F.S.; conforming provisions to changes made by the act; amending s. 985.126, F.S.; requiring the Department of Juvenile Justice to publish a quarterly report concerning entities using delinquency citations for less than a specified percentage of eligible offenses; amending s. 985.245, F.S.; conforming provisions to changes made by the act; amending s. 985.25, F.S.; requiring that children who are arrested for certain electronic monitoring violations be placed in secure detention until a detention hearing; requiring that a child on probation for an underlying felony firearm offense who is taken into custody be placed in secure detention; providing for renewal of secure detention periods in certain circumstances; amending s. 985.255, F.S.; providing that, when there is probable cause that a child committed one of a specified list of offenses, he or she is presumed to be a risk to public safety and a danger to the community and must be held in secure detention before an adjudicatory hearing; providing requirements for release of such a child despite the presumption; revising language concerning the use of risk assessments; amending s. 985.26, F.S.; revising requirements for holding a child in secure detention for more than 21 days; amending s. 985.433, F.S.; requiring conditional release conditions for children released after confinement for specified firearms offenses; requiring specified sanctions for certain children adjudicated for certain firearms offenses who are not committed to a residential program; providing that children who previously have had adjudication withheld for certain offenses may not have adjudication withheld for specified offenses; amending s. 985.435, F.S.; conforming provisions to changes made by the act; creating s. 985.438, F.S.; requiring the Department of Juvenile Justice to create and administer a graduated response matrix to hold youths accountable to the terms of their court ordered probation and the terms of their conditional release; providing requirements for the matrix; amending s. 985.439, F.S.; requiring a state attorney to file a probation violation within a specified period or inform the court and the Department of Juvenile Justice why such violation is not filed; removing provisions concerning an alternative consequence program; allowing placement of electronic monitoring for probation violations in certain circumstances; amending s. 985.455, F.S.; authorizing a court to make an exception to an order of revocation or suspension of driving privileges in certain circumstances; amending s. 985.46, F.S.; revising legislative intent concerning conditional re-

lease; revising the conditions of conditional release; providing for assessment of conditional release violations and possible recommitment of violators; amending ss. 985.48 and 985.4815, F.S.; conforming provisions to changes made by the act; amending s. 985.601, F.S.; requiring the Department of Juvenile Justice to establish a specified class for youthful firearm offenders; amending s. 985.711, F.S.; revising provisions concerning introduction of contraband into department facilities; authorizing department staff to use canine units on the grounds of juvenile detention facilities and commitment programs for specified purposes; revising criminal penalties for violations; amending s. 1002.221, F.S.; revising provisions concerning educational records for certain purposes; amending ss. 943.051, 985.11, and 1006.07, 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 1274**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1181** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Martin—

**CS for CS for HB 1181**—A bill to be entitled An act relating to juvenile justice; amending s. 790.115, F.S.; removing a provision requiring specified treatment of minors charged with possessing or discharging a firearm on school property; amending s. 790.22, F.S.; revising penalties for minors committing specified firearms violations; removing provisions concerning minors charged with or convicted of certain firearms offenses; amending s. 985.101, F.S.; conforming provisions to changes made by the act; amending s. 985.12, F.S.; redesignating civil citation programs as prearrest delinquency citation programs; revising program requirements; providing that certain existing programs meeting certain requirements shall be deemed authorized; amending s. 985.125, F.S.; conforming provisions to changes made by the act; amending s. 985.126, F.S.; requiring the Department of Juvenile Justice to publish a quarterly report concerning entities using delinquency citations for less than a specified amount of eligible offenses; amending s. 985.245, F.S.; conforming provisions to changes made by the act; amending s. 985.25, F.S.; requiring that youths who are arrested for certain electronic monitoring violations be placed in secure detention until a detention hearing; requiring that a child on probation for an underlying felony firearm offense who is taken into custody be placed in secure detention; providing for renewal of secure detention periods in certain circumstances; amending s. 985.255, F.S.; providing that when there is probable cause that a child committed one of a specified list of offenses that he or she is presumed to be a risk to public safety and danger to the community and must be held in secure a detention before an adjudicatory hearing; providing requirements for release of such a child despite the presumption; revising language concerning the use of risk assessments; amending s. 985.26, F.S.; revising requirements for holding a child in secure detention for more than 21 days; amending s. 985.433, F.S.; requiring conditional release conditions for children released after confinement for specified firearms offenses; requiring specified sanctions for certain children adjudicated for certain firearms offenses who are not committed to a residential program; providing that children who previously have had adjudication withheld for certain offenses may not have adjudication withheld for specified offenses; amending s. 985.435, F.S.; conforming provisions to changes made by the act; creating s. 985.438, F.S.; requiring the Department of Juvenile Justice to create and administer a graduated response matrix to hold youths accountable to the terms of their court ordered probation and the terms of their conditional release; providing requirements for the matrix; amending s. 985.439, F.S.; requiring a state attorney to file a probation violation within a specified period or inform the court and the Department of Juvenile Justice why such violation is not filed; removing provisions concerning an alternative consequence program; allowing placement of electronic monitoring for probation violations in certain circumstances; amending s. 985.455, F.S.; authorizing a court to make an exception to an order of revocation or suspension of driving privileges in certain circumstances; amending s. 985.46, F.S.; revising legislative intent concerning conditional re-

izing department staff to use canine units on the grounds of juvenile detention facilities and commitment programs for specified purposes; revising criminal penalties for violations; amending s. 1002.221, F.S.; revising provisions concerning educational records for certain purposes; amending ss. 943.051, 985.11, and 1006.07, 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 1274** and read the second time by title.

Senator Rouson moved the following amendment:

**Amendment 1 (374600)**—Delete lines 131-187 and insert:

(5)(a) A minor who violates subsection (3):

1. For a first offense, commits a misdemeanor of the first degree; ~~for a first offense, shall may~~ serve a period of detention of up to 5 days in a secure detention facility, *with credit for time served in secure detention prior to disposition, and;* ~~and, in addition to any other penalty provided by law, shall be required to perform 100 hours of community service or paid work as determined by the department.;~~ ~~and:~~

1. ~~If the minor is eligible by reason of age for a driver license or driving privilege, the court may direct the Department of Highway Safety and Motor Vehicles to revoke or to withhold issuance of the minor's driver license or driving privilege for up to 1 year.~~

2. ~~If the minor's driver license or driving privilege is under suspension or revocation for any reason, the court may direct the Department of Highway Safety and Motor Vehicles to extend the period of suspension or revocation by an additional period of up to 1 year.~~

3. ~~If the minor is ineligible by reason of age for a driver license or driving privilege, the court may direct the Department of Highway Safety and Motor Vehicles to withhold issuance of the minor's driver license or driving privilege for up to 1 year after the date on which the minor would otherwise have become eligible.~~

2.(b) For a second or subsequent offense, ~~a minor who violates subsection (3)~~ commits a felony of the third degree. *For a second offense, the minor and shall* serve a period of detention of up to 21 days in a secure detention facility, *with credit for time served in secure detention prior to disposition,* and shall be required to perform not less than 100 nor more than 250 hours of community service *or paid work as determined by the department. For a third or subsequent offense, the minor shall be adjudicated delinquent and committed to a residential program.;* ~~and:~~

(b) In addition to the penalties for a violation of subsection (3):

1. If the minor is eligible by reason of age for a driver license or driving privilege, the court may direct the Department of Highway Safety and Motor Vehicles to revoke or to withhold issuance of the minor's driver license or driving privilege for up to 1 year for a first offense and up to 2 years for a second or subsequent offense.

2. If the minor's driver license or driving privilege is under suspension or revocation for any reason, the court may direct the Department of Highway Safety and Motor Vehicles to extend the period of suspension or revocation by an additional period of up to 1 year for a first offense and up to 2 years for a second or subsequent offense.

3. If the minor is ineligible by reason of age for a driver license or driving privilege, the court may direct the Department of Highway Safety and Motor Vehicles to withhold issuance of the minor's driver license or driving privilege for up to 1 year ~~2 years~~ after the date on which the minor would otherwise have become eligible *and up to 2 years for a second or subsequent offense.*

**SENATOR PERRY PRESIDING**

On motion by Senator Martin, further consideration of **CS for CS for HB 1181** with pending **Amendment 1 (374600)** was deferred.

**CS for SB 1278**—A bill to be entitled An act relating to Department of Corrections; amending s. 944.31, F.S.; providing additional authority

for law enforcement officers of the office of the inspector general concerning department and contractor-operated correctional facilities; amending s. 957.04, F.S.; providing that correctional privatization contracts are not exempt from specified state contracting provisions unless otherwise specified; providing construction; conforming provisions to changes made by the act; amending s. 944.710, F.S.; renaming the term "private correctional facility" as "contractor-operated correctional facility"; renaming the term "private correctional officer" as "contractor-employed correctional officer"; conforming provisions to changes made by the act; amending s. 957.07, F.S.; revising terminology; deleting provisions concerning development of consensus per diem rates by the Prison Per-Diem Workgroup; conforming a provision to changes made by the act; amending s. 957.12, F.S.; revising provisions concerning contact with the department by specified persons; conforming a provision to changes made by the act; amending s. 957.15, F.S.; deleting a provision concerning department control over certain funds appropriated for contractor-operated correctional facilities; conforming a provision to changes made by the act; amending ss. 330.41, 553.865, 633.218, 775.21, 775.261, 784.078, 800.09, 943.0435, 943.13, 943.325, 944.105, 944.151, 944.17, 944.35, 944.40, 944.605, 944.606, 944.607, 944.608, 944.609, 944.7031, 944.714, 944.715, 944.716, 944.717, 944.718, 944.719, 944.72, 944.801, 944.803, 945.10, 945.215, 945.6041, 946.5025, 946.503, 951.062, 951.063, 957.05, 957.06, 957.08, 957.09, 957.13, 957.14, 960.001, 985.481, and 985.4815, 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 SB 1278**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1337** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Martin—

**CS for CS for HB 1337**—A bill to be entitled An act relating to Department of Corrections; amending s. 944.31, F.S.; providing additional authority for law enforcement officers of the office of the inspector general concerning department and contractor-operated correctional facilities; amending s. 944.710, F.S.; replacing the term "private correctional facility" with "contractor-operated correctional facility"; replacing the term "private correctional officer" with "contractor-employed correctional officer"; conforming provisions to changes made by the act; amending s. 957.04, F.S.; providing that correctional privatization contracts are not exempt from specified state contracting provisions unless otherwise specified; providing construction; conforming provisions to changes made by the act; amending s. 957.07, F.S.; revising terminology; removing provisions concerning development of consensus per diem rates by the Prison Per-Diem Workgroup; conforming a provision to changes made by the act; amending s. 957.12, F.S.; revising provisions concerning contact with the department by specified persons; conforming a provision to changes made by the act; amending s. 957.15, F.S.; removing a provision concerning department control over certain funds appropriated for contractor-operated correctional facilities; conforming a provision to changes made by the act; amending ss. 330.41, 553.865, 633.218, 775.21, 775.261, 784.078, 800.09, 943.0435, 943.13, 943.325, 944.105, 944.151, 944.17, 944.35, 944.40, 944.605, 944.606, 944.607, 944.608, 944.609, 944.7031, 944.714, 944.715, 944.716, 944.717, 944.718, 944.719, 944.72, 944.801, 944.803, 945.10, 945.215, 945.6041, 946.5025, 946.503, 951.062, 951.063, 957.05, 957.06, 957.08, 957.09, 957.13, 957.14, 960.001, 985.481, and 985.4815, F.S.; conforming provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for SB 1278** and read the second time by title.

On motion by Senator Martin, by two-thirds vote, **CS for CS for HB 1337** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Boyd	Burton
Avila	Bradley	Calatayud
Baxley	Brodeur	Collins
Berman	Broxson	Davis
Book	Burgess	DiCeglie

Garcia	Martin	Rouson
Grall	Mayfield	Simon
Gruters	Osgood	Stewart
Harrell	Perry	Thompson
Hooper	Pizzo	Torres
Hutson	Polsky	Trumbull
Ingoglia	Powell	Wright
Jones	Rodriguez	Yarborough

Nays—None

**SB 1312**—A bill to be entitled An act relating to Tuskegee Airmen Commemoration Day; amending s. 683.01, F.S.; designating Tuskegee Airmen Commemoration Day, which occurs on the fourth Thursday in March, as a legal holiday; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1312**, pursuant to Rule 3.11(3), there being no objection, **HB 1227** was withdrawn from the Committee on Rules.

On motion by Senator Torres—

**HB 1227**—A bill to be entitled An act relating to Tuskegee Airmen Commemoration Day; amending s. 683.01, F.S.; designating Tuskegee Airmen Commemoration Day, which occurs on the fourth Thursday in March, as a legal holiday; providing an effective date.

—a companion measure, was substituted for **SB 1312** and read the second time by title.

On motion by Senator Torres, by two-thirds vote, **HB 1227** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Nays—None

**CS for CS for SB 1320**—A bill to be entitled An act relating to HIV infection prevention drugs; creating s. 465.1861, F.S.; defining terms; authorizing pharmacists to screen adults for HIV exposure and provide the results to such adults, with advice to seek consultation or treatment from a physician; authorizing pharmacists to dispense HIV preexposure prophylaxis drugs only pursuant to a prescription; authorizing pharmacists to order and dispense HIV postexposure prophylaxis drugs only pursuant to a written collaborative practice agreement with a physician; defining the term “geographic area”; specifying requirements for the practice agreements; requiring the supervising physician to review the pharmacist’s actions in accordance with the practice agreement; requiring pharmacists who enter into such practice agreements to submit the agreements to the Board of Pharmacy; requiring pharmacists who enter into such practice agreements to provide evidence of certain certification to their supervising physician; requiring such pharmacists to provide certain written information when dispensing such drugs to patients; requiring pharmacists to comply with certain procedures under certain circumstances; requiring that pharmacists, before ordering and dispensing HIV postexposure prophylaxis drugs, be certified by the Board of Pharmacy in accordance with rules adopted by

the board and approved by the Board of Medicine and the Board of Osteopathic Medicine; specifying minimum requirements for the certification; requiring the board to adopt by rule certain minimum standards to ensure that pharmacies providing adult screenings for HIV exposure submit to the Department of Health for approval an access-to-care plan (ACP) for a specified purpose; specifying requirements for ACPs; requiring that, beginning on a specified date, such ACPs be approved before a license may be issued or renewed; requiring such pharmacies to submit specified data to the department as part of the licensure renewal process and, or as directed by the department, before each licensure renewal; requiring the board to adopt rules; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1320**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 159** was withdrawn from the Committee on Rules.

On motion by Senator Calatayud—

**CS for CS for HB 159**—A bill to be entitled An act relating to HIV infection prevention drugs; providing a short title; creating s. 465.1861, F.S.; defining terms; authorizing licensed pharmacists to screen for HIV exposure and order and dispense HIV infection prevention drugs under a collaborative practice agreement; requiring pharmacists to be certified by the Board of Pharmacy before ordering and dispensing HIV infection prevention drugs; requiring the board, in consultation with the Board of Medicine and the Board of Osteopathic Medicine, to adopt rules for such certification; specifying minimum requirements for the certification; requiring the board to adopt rules; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1320** and read the second time by title.

Senator Calatayud moved the following amendment which was adopted:

**Amendment 1 (581084) (with title amendment)**—Delete lines 63-128 and insert:

3. *A requirement that the pharmacist maintain records for any HIV postexposure prophylaxis drugs ordered and dispensed under the collaborative practice agreement.*

4. *The physician’s instructions for obtaining relevant patient medical history for the purpose of identifying disqualifying health conditions, adverse reactions, and contraindications to the use of HIV postexposure prophylaxis drugs.*

5. *A process and schedule for the physician to review the pharmacist’s records and actions under the practice agreement.*

6. *Evidence of the pharmacist’s current certification by the board as provided in subsection (6).*

7. *Any other requirements as established by the board with the approval of the Board of Medicine and the Board of Osteopathic Medicine.*

(b) *A physician who has entered into a written collaborative practice agreement pursuant to this section is responsible for reviewing the pharmacist’s records and actions to ensure compliance with the agreement.*

(c) *The pharmacist shall submit a copy of the written collaborative practice agreement to the board.*

(5) *A pharmacist who orders and dispenses HIV postexposure prophylaxis drugs pursuant to subsection (4) must provide the patient with written information advising the patient to seek follow-up care from his or her primary care physician. If the patient indicates that he or she lacks regular access to primary care, the pharmacist must comply with the procedures of the pharmacy’s approved access-to-care plan as provided in subsection (7).*

(6) *To provide services under a collaborative practice agreement pursuant to this section, a pharmacist must be certified by the board, according to rules adopted by the board. To be certified, a pharmacist must, at a minimum, meet all of the following criteria:*

(a) Hold an active and unencumbered license to practice pharmacy under this chapter.

(b) Be engaged in the active practice of pharmacy.

(c) Have earned a degree of doctor of pharmacy or have completed at least 3 years of experience as a licensed pharmacist.

(d) Maintain at least \$250,000 of liability coverage. A pharmacist who maintains liability coverage pursuant to s. 465.1865 or s. 465.1895 satisfies this requirement.

(e) Have completed a course approved by the board, in consultation with the Board of Medicine and the Board of Osteopathic Medicine, which includes, at a minimum, instruction on all of the following:

1. Performance of patient assessments.
2. Point-of-care testing procedures.
3. Safe and effective treatment of HIV exposure with HIV infection prevention drugs, including, but not limited to, consideration of the side effects of the drug dispensed and the patient's diet and activity levels.
4. Identification of contraindications.
5. Identification of patient comorbidities in individuals with HIV requiring further medical evaluation and treatment, including, but not limited to, cardiovascular disease, lung and liver cancer, chronic obstructive lung disease, and diabetes mellitus.

(f) Any other criteria as established by the board with the approval of the Board of Medicine and the Board of Osteopathic Medicine.

(7)(a) A pharmacy in which a pharmacist is providing services under a written collaborative practice agreement pursuant to subsection (4) must submit an access-to-care plan to the board and department annually. If the board or the department determines that a pharmacy has failed to submit an access-to-care plan required under this section or if a pharmacy's access-to-care plan does not comply with this section or applicable rules of the board, the board must notify the pharmacy of its noncompliance and the pharmacy must submit an access-to-care plan that brings the pharmacy into compliance according to parameters provided in board rule. The board may fine a pharmacy that fails to comply with this paragraph or may prohibit such pharmacy from allowing its pharmacists to screen adults for HIV exposure or order and dispense HIV postexposure prophylaxis drugs under a collaborative practice agreement until the pharmacy complies with this paragraph.

(b) An access-to-care plan shall assist patients in gaining access to appropriate care settings when they present to a pharmacist for HIV screening and indicate that they lack regular access to primary care. An access-to-care plan must include, but need not be limited to:

And the title is amended as follows:

Delete lines 5-13 and insert: screen adults for HIV exposure and provide the results to such adults, with advice to consult with or seek treatment from a physician; authorizing pharmacists to dispense HIV preexposure prophylaxis drugs pursuant to a prescription; authorizing pharmacists to order and dispense HIV postexposure prophylaxis drugs pursuant to a written collaborative practice agreement with a physician; specifying requirements for the practice agreements; requiring the supervising physician to review the pharmacist's records and actions in accordance with the practice agreement; requiring pharmacists who enter into such practice agreements to submit the agreements to the Board of Pharmacy; requiring such pharmacists to provide certain written information when dispensing such drugs to patients; requiring pharmacists to comply with certain procedures under certain circumstances; requiring pharmacists, before ordering and dispensing HIV postexposure prophylaxis drugs, to be certified by the Board of Pharmacy; specifying minimum requirements for the certification; requiring certain pharmacies to submit an access-to-care plan to the Board of Pharmacy and the Department of Health annually; authorizing the board to fine or place certain prohibitions on a pharmacy that does not comply with the requirements for access-to-care plans; specifying requirements for the plans; requiring the

On motion by Senator Calatayud, by two-thirds vote, **CS for CS for HB 159**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Nays—None

**SB 1324**—A bill to be entitled An act relating to driving without a valid driver license; amending s. 322.03, F.S.; providing criminal penalties for the offense of driving without a valid driver license; requiring the court to sentence an offender to a specified minimum jail sentence upon a third or subsequent conviction for the offense; providing applicability; making technical changes; amending ss. 322.15 and 322.291, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1324**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1589** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Ingoglia—

**CS for HB 1589**—A bill to be entitled An act relating to driving without a valid driver license; amending s. 322.03, F.S.; revising penalties for the offense of driving without a valid driver license; requiring a specified minimum jail sentence for a third or subsequent conviction of such offense; providing applicability; amending ss. 322.15 and 322.291, F.S.; conforming cross-references; providing an effective date.

—a companion measure, was substituted for **SB 1324** and read the second time by title.

On motion by Senator Ingoglia, by two-thirds vote, **CS for HB 1589** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

Madam President	Collins	Osgood
Avila	DiCeglie	Perry
Baxley	Garcia	Polsky
Berman	Grall	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Simon
Bradley	Hooper	Stewart
Brodeur	Hutson	Thompson
Broxson	Ingoglia	Torres
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Nays—2

Davis	Powell
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Consideration of **CS for CS for CS for SB 1362** was deferred.

**CS for CS for SB 1386**—A bill to be entitled An act relating to the Department of Environmental Protection; amending s. 253.04, F.S.; revising the aquatic preserves within which a person may not operate a vessel outside a lawfully marked channel under certain circumstances; amending s. 258.39, F.S.; declaring the Kristin Jacobs Coral Reef Ecosystem Conservation Area an aquatic preserve area; amending s. 373.250, F.S.; requiring each water management district, in coordination with the department, to develop rules that promote the use of reclaimed water and encourage quantifiable potable water offsets; providing requirements for such rules; providing construction; amending s. 380.093, F.S.; defining the term “Florida Flood Hub”; revising the definition of the term “preconstruction activities”; revising the purposes for which counties and municipalities may use Resilient Florida Grant Program funds; revising vulnerability assessment requirements; revising requirements for the development and maintenance of the comprehensive statewide flood vulnerability and sea level rise data set and assessment; requiring the department to coordinate with the Chief Resilience Officer and the Florida Flood Hub to update the data set and assessment at specified intervals; revising requirements for the Statewide Flooding and Sea Level Rise Resilience Plan; revising the purposes of the funding for regional resilience entities; making technical changes; amending s. 381.0061, F.S.; revising the violations for which the department may impose a specified fine; providing legislative intent regarding a phased transfer of the Department of Health’s Onsite Sewage Program to the Department of Environmental Protection; requiring the Department of Environmental Protection to coordinate with the Department of Health regarding the identification and transfer of certain equipment and vehicles under certain circumstances; prohibiting the Department of Health from implementing or collecting fees for the program when the Department of Environmental Protection begins implementing the program; providing exceptions; amending s. 381.0065, F.S.; requiring the Department of Environmental Protection to conduct enforcement activities for violations of certain onsite sewage treatment and disposal system regulations in accordance with specified provisions; specifying the department’s authority with respect to specific provisions; requiring the department to adopt rules for a program for general permits for certain projects; providing requirements for such rules; revising department enforcement provisions; deleting certain criminal penalties; requiring the damages, costs, or penalties collected to be deposited into the Water Quality Assurance Trust Fund rather than the relevant county health department trust fund; requiring the department to establish an enhanced nutrient-reducing onsite sewage treatment and disposal system approval program; authorizing the department to contract with or delegate certain powers and duties to a county; amending s. 381.0066, F.S.; requiring certain fees to be deposited into the Florida Permit Fee Trust Fund after a specified timeframe; amending s. 403.061, F.S.; requiring counties to make certain services and facilities available upon the direction of the department; amending s. 403.064, F.S.; revising legislative findings; revising the domestic wastewater treatment facilities required to submit a reuse feasibility study as part of a permit application; revising the contents of a required reuse feasibility study; revising the domestic wastewater facilities required to implement reuse under certain circumstances; revising applicability; revising construction; amending s. 403.067, F.S.; requiring certain facilities and systems to include a domestic wastewater treatment plan as part of a basin management action plan for nutrient total maximum daily loads; amending s. 403.0673, F.S.; revising the information to be included in the water quality improvement grant program annual report; requiring the department to include specified information on a user-friendly website or dashboard by a specified date; providing requirements for the website or dashboard; amending s. 403.086, F.S.; requiring wastewater treatment facilities within a basin management action plan or reasonable assurance plan area which provide reclaimed water for specified purposes to meet advanced waste treatment or a more stringent treatment standard under certain circumstances; providing applicability; amending s. 403.121, F.S.; revising department enforcement provisions; revising administrative penalty calculations for failure to obtain certain required permits and for certain violations; amending s. 403.0671, F.S.; conforming provisions to changes made by the act; amending ss. 403.9301 and 403.9302, F.S.; requiring the Office of Economic and Demographic Research to provide a specified publicly accessible data visualization tool on its website; reenacting s. 327.73(1)(x), F.S., relating to noncriminal

infractions, to incorporate the amendment made to s. 253.04, F.S., in a reference thereto; reenacting ss. 381.0072(4)(a) and (6)(a), 381.0086(4), 381.0098(7), and 513.10(2), F.S., relating to food service protection, penalties, biomedical waste, and operating without a permit, respectively, to incorporate the amendment made to s. 381.0061, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1386**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1557** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Calatayud—

**CS for CS for HB 1557**—A bill to be entitled An act relating to the Department of Environmental Protection; amending s. 253.04, F.S.; revising the aquatic preserves within which a person may not operate a vessel outside a lawfully marked channel under certain circumstances; amending s. 258.39, F.S.; declaring the Kristin Jacobs Coral Reef Ecosystem Conservation Area an aquatic preserve area; amending s. 373.250, F.S.; requiring each water management district, in coordination with the department, to develop rules that promote the use of reclaimed water and encourage quantifiable potable water offsets; providing requirements for such rules; providing construction; amending s. 380.093, F.S.; defining the term “Florida Flood Hub”; revising the definition of the term “preconstruction activities”; revising the purposes for which counties and municipalities may use Resilient Florida Grant Program funds; providing that only certain communities are eligible for preconstruction activities; revising vulnerability assessment requirements; revising requirements for the development and maintenance of the comprehensive statewide flood vulnerability and sea level rise data set and assessment; requiring the department to coordinate with the Chief Resilience Officer and the Florida Flood Hub to update the data set and assessment at specified intervals; revising requirements for the Statewide Flooding and Sea Level Rise Resilience Plan; revising the purposes of the funding for regional resilience entities; replacing the term “financially disadvantaged small community” with the term “community eligible for a reduced cost share”; revising the definition of such term; making technical changes; amending s. 381.0061, F.S.; revising the violations for which the department may impose a specified fine; providing legislative intent regarding a phased transfer of the Department of Health’s Onsite Sewage Program to the Department of Environmental Protection; requiring the Department of Environmental Protection to coordinate with the Department of Health regarding the identification and transfer of certain equipment and vehicles under certain circumstances; prohibiting the Department of Health from implementing or collecting fees for the program when the Department of Environmental Protection begins implementing the program; providing exceptions; amending s. 381.0065, F.S.; requiring the Department of Environmental Protection to conduct enforcement activities for violations of certain onsite sewage treatment and disposal system regulations in accordance with specified provisions; specifying the department’s authority with respect to specific provisions; requiring the department to adopt rules for a program for general permits for certain projects; providing requirements for such rules; revising department enforcement provisions; deleting certain criminal penalties; requiring the damages, costs, or penalties collected to be deposited into the Water Quality Assurance Trust Fund rather than the relevant county health department trust fund; requiring the department to establish an enhanced nutrient-reducing onsite sewage treatment and disposal system approval program; authorizing the department to contract with or delegate certain powers and duties to a county; amending s. 381.0066, F.S.; requiring certain fees to be deposited into the Florida Permit Fee Trust Fund after a specified timeframe; amending s. 403.061, F.S.; requiring counties to make certain services and facilities available upon the direction of the department; amending s. 403.064, F.S.; revising legislative findings; revising the domestic wastewater treatment facilities required to submit a reuse feasibility study as part of a permit application; revising the contents of a required reuse feasibility study; revising the domestic wastewater facilities required to implement reuse under certain circumstances; revising applicability; revising construction; amending s. 403.067, F.S.; requiring certain facilities and systems to include a domestic wastewater treatment plan as part of a basin

management action plan for nutrient total maximum daily loads; amending s. 403.0673, F.S.; requiring the department to include specified information in the water quality improvement grant program annual report and to include projects funded by the grant program on a user friendly website or dashboard by a specified date; providing requirements for the website or dashboard; amending s. 403.086, F.S.; requiring wastewater treatment facilities within a basin management action plan or reasonable assurance plan area which provide reclaimed water for specified purposes to meet advanced waste treatment or a more stringent treatment standard under certain circumstances; providing construction and applicability; amending s. 403.121, F.S.; revising department enforcement provisions; revising administrative penalty calculations for failure to obtain certain required permits and for certain violations; amending ss. 403.0671 and 403.0673, F.S.; conforming provisions to changes made by the act; amending ss. 403.9301 and 403.9302, F.S.; requiring the Office of Economic and Demographic Research to provide a specified publicly accessible data visualization tool on its website; reenacting s. 327.73(1)(x), F.S., relating to non-criminal infractions, to incorporate the amendment made to s. 253.04, F.S., in a reference thereto; reenacting ss. 381.0072(4)(a) and (6)(a), 381.0086(4), 381.0098(7), and 513.10(2), F.S., relating to food service protection, penalties, biomedical waste, and operating without a permit, respectively, to incorporate the amendment made to s. 381.0061, F.S., in references thereto; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1386** and read the second time by title.

On motion by Senator Calatayud, by two-thirds vote, **CS for CS for HB 1557** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

Madam President	Davis	Pizzo
Avila	Garcia	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingoglia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Burton	Mayfield	Wright
Calatayud	Osgood	Yarborough

Nays—None

Vote after roll call:

Yea—Collins, DiCeglie, Perry

**CS for CS for CS for SB 1362**—A bill to be entitled An act relating to aviation; amending s. 330.27, F.S.; revising definitions; amending s. 330.30, F.S.; beginning on a specified date, requiring the owner or lessee of a proposed vertiport to comply with a specified provision in obtaining certain approval and license or registration; requiring the Department of Transportation to conduct a final physical inspection of the vertiport to ensure compliance with specified requirements; conforming a cross-reference; creating s. 332.15, F.S.; providing duties of the department, within specified resources, with respect to vertiports, advanced air mobility, and other advances in aviation technology; amending s. 333.03, F.S.; revising requirements for the adoption of airport land use compatibility zoning regulations; reenacting ss. 365.172(13), 379.2293(2), 493.6101(22), and 493.6403(1)(c), F.S., relating to emergency communications, airport activities within the scope of a federally approved wildlife hazard management plan or a federal or state permit or other authorization for depredation or harassment, definitions, and license requirements, respectively, to incorporate the amendment made to s. 330.27, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 1362**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 981** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Harrell—

**CS for CS for HB 981**—A bill to be entitled An act relating to aviation; amending s. 330.27, F.S.; revising definitions; amending s. 330.30, F.S.; requiring the owner or lessee of a proposed vertiport to comply with specified requirements; requiring the Department of Transportation to conduct a specified inspection of a vertiport; creating s. 332.15, F.S.; providing legislative intent; providing duties of the department, within specified resources, with respect to vertiports, advanced air mobility, and other advances in aviation technology; requiring a report to the Governor and Legislature; providing report requirements; requiring certain airports to competitively bid vertiport operator contracts; amending s. 333.03, F.S.; revising requirements for the adoption of airport land use compatibility zoning regulations; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 1362** and read the second time by title.

Senator Harrell moved the following amendment which was adopted:

**Amendment 1 (163918) (with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. Subsections (1), (2), and (8) of section 330.27, Florida Statutes, are amended to read:

330.27 Definitions, when used in ss. 330.29-330.39.—

(1) “Aircraft” means a powered or unpowered machine or device capable of atmospheric flight, *including, but not limited to, an airplane, autogyro, glider, gyrodyne, helicopter, lift and cruise, multicopter, paramotor, powered lift, seaplane, tiltrotor, ultralight, and vectored thrust. The term does not include ~~except~~ a parachute or other such device used primarily as safety equipment.*

(2) “Airport” means an area of land or water used for, or intended to be used for, ~~landing and takeoff of~~ *aircraft operations, which may include any ~~including~~ appurtenant areas, buildings, facilities, or rights-of-way necessary to facilitate such use or intended use. The term includes, but is not limited to, an airpark, airport, gliderport, heliport, seaplane base, ultralight flightpark, vertiport, and vertistop.*

~~(8) “Ultralight aircraft” means any aircraft meeting the criteria established by part 103 of the Federal Aviation Regulations.~~

Section 2. Present subsections (3) and (4) of section 330.30, Florida Statutes, are redesignated as subsections (4) and (5), respectively, a new subsection (3) is added to that section, and paragraph (a) of subsection (1), paragraph (a) of subsection (2), and present subsection (4) of that section are amended, to read:

330.30 Approval of airport sites; registration and licensure of airports.—

(1) SITE APPROVALS; REQUIREMENTS, EFFECTIVE PERIOD, REVOCATION.—

(a) Except as provided in subsection (4) ~~(3)~~, the owner or lessee of a proposed airport shall, before site acquisition or construction or establishment of the proposed airport, obtain approval of the airport site from the department. Applications for approval of a site shall be made in a form and manner prescribed by the department. The department shall grant the site approval if it is satisfied:

1. That the site has adequate area allocated for the airport as proposed.

2. That the proposed airport will conform to licensing or registration requirements and will comply with the applicable local government land development regulations or zoning requirements.

3. That all affected airports, local governments, and property owners have been notified and any comments submitted by them have been given adequate consideration.

4. That safe air-traffic patterns can be established for the proposed airport with all existing airports and approved airport sites in its vicinity.

(2) LICENSES AND REGISTRATIONS; REQUIREMENTS, RENEWAL, REVOCATION.—

(a) Except as provided in subsection (4) (3), the owner or lessee of an airport in this state shall have a public airport license, private airport registration, or temporary airport registration before the operation of aircraft to or from the airport. Application for a license or registration shall be made in a form and manner prescribed by the department.

1. For a public airport, upon granting site approval, the department shall issue a license after a final airport inspection finds the airport to be in compliance with all requirements for the license. The license may be subject to any reasonable conditions the department deems necessary to protect the public health, safety, or welfare.

2. For a private airport, upon granting site approval, the department shall provide controlled electronic access to the state aviation facility data system to permit the applicant to complete the registration process. Registration shall be completed upon self-certification by the registrant of operational and configuration data deemed necessary by the department.

3. For a temporary airport, the department must publish notice of receipt of a completed registration application in the next available publication of the Florida Administrative Register and may not approve a registration application less than 14 days after the date of publication of the notice. The department must approve or deny a registration application within 30 days after receipt of a completed application and must issue the temporary airport registration concurrent with the airport site approval. A completed registration application that is not approved or denied within 30 days after the department receives the completed application is considered approved and shall be issued, subject to such reasonable conditions as are authorized by law. An applicant seeking to claim registration by default under this subparagraph must notify the agency clerk of the department, in writing, of the intent to rely upon the default registration provision of this subparagraph and may not take any action based upon the default registration until after receipt of such notice by the agency clerk.

(3) VERTIPOINTS.—*On or after July 1, 2024, the owner or lessee of a proposed vertiport must comply with subsection (1) in obtaining site approval and with subsection (2) in obtaining an airport license or registration. In conjunction with the granting of site approval, the department must conduct a final physical inspection of the vertiport to ensure compliance with all requirements for airport licensure or registration.*

(5)(4) EXCEPTIONS.—Private airports with 10 or more based aircraft may request to be inspected and licensed by the department. Private airports licensed according to this subsection shall be considered private airports as defined in s. 330.27 ~~s. 330.27(5)~~ in all other respects.

Section 3. Section 332.15, Florida Statutes, is created to read:

*332.15 Advanced air mobility.—The Department of Transportation shall, within the resources provided pursuant to chapter 216:*

(1) *Address the need for vertiports, advanced air mobility, and other advances in aviation technology in the statewide aviation system plan as required under s. 332.006(1) and, as appropriate, in the department's work program.*

(2) *Designate a subject matter expert on advanced air mobility within the department to serve as a resource for local jurisdictions navigating advances in aviation technology.*

(3) *Lead a statewide education campaign for local officials to provide education on the benefits of advanced air mobility and advances in aviation technology and to support the efforts to make this state a leader in aviation technology.*

(4) *Provide local jurisdictions with a guidebook and technical resources to support uniform planning and zoning language across this state related to advanced air mobility and other advances in aviation technology.*

(5) *Ensure that a political subdivision of the state does not exercise its zoning and land use authority to grant or permit an exclusive right to one or more vertiport owners or operators and authorize a political subdivision to use its authority to promote reasonable access to advanced air mobility operators at public use vertiports within the jurisdiction of the subdivision.*

(6) *Conduct a review of airport hazard zone regulations and, as needed, make recommendations to the Legislature proposing any changes to regulations as a result of the review.*

Section 4. Subsection (2) of section 333.03, Florida Statutes, is amended to read:

333.03 Requirement to adopt airport zoning regulations.—

(2) In the manner provided in subsection (1), political subdivisions shall adopt, administer, and enforce airport land use compatibility zoning regulations. *At a minimum, airport land use compatibility zoning regulations must address shall, at a minimum, consider* the following:

(a) The prohibition of new landfills and the restriction of existing landfills within the following areas:

1. Within 10,000 feet from the nearest point of any runway used or planned to be used by turbine aircraft.

2. Within 5,000 feet from the nearest point of any runway used by only nonturbine aircraft.

3. Outside the perimeters defined in subparagraphs 1. and 2., but still within the lateral limits of the civil airport imaginary surfaces defined in 14 C.F.R. s. 77.19. Case-by-case review of such landfills is advised.

(b) *When Where* any landfill is located and constructed in a manner that attracts or sustains hazardous bird movements from feeding, water, or roosting areas into, or across, the runways or approach and departure patterns of aircraft. The landfill operator must incorporate bird management techniques or other practices to minimize bird hazards to airborne aircraft.

(c) *When Where* an airport authority or other governing body operating a public-use airport has conducted a noise study in accordance with 14 C.F.R. part 150, or *when where* a public-use airport owner has established noise contours pursuant to another public study accepted by the Federal Aviation Administration, the prohibition of incompatible uses, as established in the noise study in 14 C.F.R. part 150, Appendix A or as a part of an alternative Federal Aviation Administration-accepted public study, within the noise contours established by any of these studies, except if such uses are specifically contemplated by such study with appropriate mitigation or similar techniques described in the study.

(d) *When Where* an airport authority or other governing body operating a public-use airport has not conducted a noise study, the *prohibition mitigation of potential incompatible uses associated with residential construction and any educational facilities facility,* with the exception of aviation school facilities or residential property near a public-use airport that has as its sole runway a turf runway measuring less than 2,800 feet in length, within an area contiguous to the airport measuring one-half the length of the longest runway on either side of and at the end of each runway centerline.

(e) The restriction of new incompatible uses, activities, or substantial modifications to existing incompatible uses within runway protection zones.

Section 5. For the purpose of incorporating the amendment made by this act to section 330.27, Florida Statutes, in a reference thereto, subsection (13) of section 365.172, Florida Statutes, is reenacted to read:

365.172 Emergency communications.—



(13) FACILITATING EMERGENCY COMMUNICATIONS SERVICE IMPLEMENTATION.—To balance the public need for reliable emergency communications services through reliable wireless systems and the public interest served by governmental zoning and land development regulations and notwithstanding any other law or local ordinance to the contrary, the following standards shall apply to a local government's actions, as a regulatory body, in the regulation of the placement, construction, or modification of a wireless communications facility. This subsection may not, however, be construed to waive or alter the provisions of s. 286.011 or s. 286.0115. For the purposes of this subsection only, "local government" shall mean any municipality or county and any agency of a municipality or county only. The term "local government" does not, however, include any airport, as defined by s. 330.27(2), even if it is owned or controlled by or through a municipality, county, or agency of a municipality or county. Further, notwithstanding anything in this section to the contrary, this subsection does not apply to or control a local government's actions as a property or structure owner in the use of any property or structure owned by such entity for the placement, construction, or modification of wireless communications facilities. In the use of property or structures owned by the local government, however, a local government may not use its regulatory authority so as to avoid compliance with, or in a manner that does not advance, the provisions of this subsection.

(a) Colocation among wireless providers is encouraged by the state.

1.a. Colocations on towers, including nonconforming towers, that meet the requirements in sub-sub-paragraphs (I), (II), and (III), are subject to only building permit review, which may include a review for compliance with this subparagraph. Such colocations are not subject to any design or placement requirements of the local government's land development regulations in effect at the time of the colocation that are more restrictive than those in effect at the time of the initial antennae placement approval, to any other portion of the land development regulations, or to public hearing review. This sub-subparagraph may not preclude a public hearing for any appeal of the decision on the colocation application.

(I) The colocation does not increase the height of the tower to which the antennae are to be attached, measured to the highest point of any part of the tower or any existing antenna attached to the tower;

(II) The colocation does not increase the ground space area, commonly known as the compound, approved in the site plan for equipment enclosures and ancillary facilities; and

(III) The colocation consists of antennae, equipment enclosures, and ancillary facilities that are of a design and configuration consistent with all applicable regulations, restrictions, or conditions, if any, applied to the initial antennae placed on the tower and to its accompanying equipment enclosures and ancillary facilities and, if applicable, applied to the tower supporting the antennae. Such regulations may include the design and aesthetic requirements, but not procedural requirements, other than those authorized by this section, of the local government's land development regulations in effect at the time the initial antennae placement was approved.

b. Except for a historic building, structure, site, object, or district, or a tower included in sub-subparagraph a., colocations on all other existing structures that meet the requirements in sub-sub-paragraphs (I)-(IV) shall be subject to no more than building permit review, and an administrative review for compliance with this subparagraph. Such colocations are not subject to any portion of the local government's land development regulations not addressed herein, or to public hearing review. This sub-subparagraph may not preclude a public hearing for any appeal of the decision on the colocation application.

(I) The colocation does not increase the height of the existing structure to which the antennae are to be attached, measured to the highest point of any part of the structure or any existing antenna attached to the structure;

(II) The colocation does not increase the ground space area, otherwise known as the compound, if any, approved in the site plan for equipment enclosures and ancillary facilities;

(III) The colocation consists of antennae, equipment enclosures, and ancillary facilities that are of a design and configuration consistent with

any applicable structural or aesthetic design requirements and any requirements for location on the structure, but not prohibitions or restrictions on the placement of additional colocations on the existing structure or procedural requirements, other than those authorized by this section, of the local government's land development regulations in effect at the time of the colocation application; and

(IV) The colocation consists of antennae, equipment enclosures, and ancillary facilities that are of a design and configuration consistent with all applicable restrictions or conditions, if any, that do not conflict with sub-sub-paragraph (III) and were applied to the initial antennae placed on the structure and to its accompanying equipment enclosures and ancillary facilities and, if applicable, applied to the structure supporting the antennae.

c. Regulations, restrictions, conditions, or permits of the local government, acting in its regulatory capacity, that limit the number of colocations or require review processes inconsistent with this subsection do not apply to colocations addressed in this subparagraph.

d. If only a portion of the colocation does not meet the requirements of this subparagraph, such as an increase in the height of the proposed antennae over the existing structure height or a proposal to expand the ground space approved in the site plan for the equipment enclosure, where all other portions of the colocation meet the requirements of this subparagraph, that portion of the colocation only may be reviewed under the local government's regulations applicable to an initial placement of that portion of the facility, including, but not limited to, its land development regulations, and within the review timeframes of subparagraph (d)2., and the rest of the colocation shall be reviewed in accordance with this subparagraph. A colocation proposal under this subparagraph that increases the ground space area, otherwise known as the compound, approved in the original site plan for equipment enclosures and ancillary facilities by no more than a cumulative amount of 400 square feet or 50 percent of the original compound size, whichever is greater, shall, however, require no more than administrative review for compliance with the local government's regulations, including, but not limited to, land development regulations review, and building permit review, with no public hearing review. This sub-subparagraph does not preclude a public hearing for any appeal of the decision on the colocation application.

2. If a colocation does not meet the requirements of subparagraph 1., the local government may review the application under the local government's regulations, including, but not limited to, land development regulations, applicable to the placement of initial antennae and their accompanying equipment enclosure and ancillary facilities.

3. If a colocation meets the requirements of subparagraph 1., the colocation may not be considered a modification to an existing structure or an impermissible modification of a nonconforming structure.

4. The owner of the existing tower on which the proposed antennae are to be collocated shall remain responsible for compliance with any applicable condition or requirement of a permit or agreement, or any applicable condition or requirement of the land development regulations to which the existing tower had to comply at the time the tower was permitted, including any aesthetic requirements, provided the condition or requirement is not inconsistent with this paragraph.

5. An existing tower, including a nonconforming tower, may be structurally modified in order to permit colocation or may be replaced through no more than administrative review and building permit review, and is not subject to public hearing review, if the overall height of the tower is not increased and, if a replacement, the replacement tower is a monopole tower or, if the existing tower is a camouflaged tower, the replacement tower is a like-camouflaged tower. This subparagraph may not preclude a public hearing for any appeal of the decision on the application.

(b)1. A local government's land development and construction regulations for wireless communications facilities and the local government's review of an application for the placement, construction, or modification of a wireless communications facility shall only address land development or zoning issues. In such local government regulations or review, the local government may not require information on or evaluate a wireless provider's business decisions about its service, customer demand for its service, or quality of its service to or from a

particular area or site, unless the wireless provider voluntarily offers this information to the local government. In such local government regulations or review, a local government may not require information on or evaluate the wireless provider's designed service unless the information or materials are directly related to an identified land development or zoning issue or unless the wireless provider voluntarily offers the information. Information or materials directly related to an identified land development or zoning issue may include, but are not limited to, evidence that no existing structure can reasonably be used for the antennae placement instead of the construction of a new tower, that residential areas cannot be served from outside the residential area, as addressed in subparagraph 3., or that the proposed height of a new tower or initial antennae placement or a proposed height increase of a modified tower, replacement tower, or colocation is necessary to provide the provider's designed service. Nothing in this paragraph shall limit the local government from reviewing any applicable land development or zoning issue addressed in its adopted regulations that does not conflict with this section, including, but not limited to, aesthetics, landscaping, land use-based location priorities, structural design, and setbacks.

2. Any setback or distance separation required of a tower may not exceed the minimum distance necessary, as determined by the local government, to satisfy the structural safety or aesthetic concerns that are to be protected by the setback or distance separation.

3. A local government may exclude the placement of wireless communications facilities in a residential area or residential zoning district but only in a manner that does not constitute an actual or effective prohibition of the provider's service in that residential area or zoning district. If a wireless provider demonstrates to the satisfaction of the local government that the provider cannot reasonably provide its service to the residential area or zone from outside the residential area or zone, the municipality or county and provider shall cooperate to determine an appropriate location for a wireless communications facility of an appropriate design within the residential area or zone. The local government may require that the wireless provider reimburse the reasonable costs incurred by the local government for this cooperative determination. An application for such cooperative determination may not be considered an application under paragraph (d).

4. A local government may impose a reasonable fee on applications to place, construct, or modify a wireless communications facility only if a similar fee is imposed on applicants seeking other similar types of zoning, land use, or building permit review. A local government may impose fees for the review of applications for wireless communications facilities by consultants or experts who conduct code compliance review for the local government but any fee is limited to specifically identified reasonable expenses incurred in the review. A local government may impose reasonable surety requirements to ensure the removal of wireless communications facilities that are no longer being used.

5. A local government may impose design requirements, such as requirements for designing towers to support colocation or aesthetic requirements, except as otherwise limited in this section, but may not impose or require information on compliance with building code type standards for the construction or modification of wireless communications facilities beyond those adopted by the local government under chapter 553 and that apply to all similar types of construction.

(c) Local governments may not require wireless providers to provide evidence of a wireless communications facility's compliance with federal regulations, except evidence of compliance with applicable Federal Aviation Administration requirements under 14 C.F.R. part 77, as amended, and evidence of proper Federal Communications Commission licensure, or other evidence of Federal Communications Commission authorized spectrum use, but may request the Federal Communications Commission to provide information as to a wireless provider's compliance with federal regulations, as authorized by federal law.

(d)1. A local government shall grant or deny each properly completed application for a colocation under subparagraph (a)1. based on the application's compliance with the local government's applicable regulations, as provided for in subparagraph (a)1. and consistent with this subsection, and within the normal timeframe for a similar building permit review but in no case later than 45 business days after the date the application is determined to be properly completed in accordance with this paragraph.

2. A local government shall grant or deny each properly completed application for any other wireless communications facility based on the application's compliance with the local government's applicable regulations, including but not limited to land development regulations, consistent with this subsection and within the normal timeframe for a similar type review but in no case later than 90 business days after the date the application is determined to be properly completed in accordance with this paragraph.

3.a. An application is deemed submitted or resubmitted on the date the application is received by the local government. If the local government does not notify the applicant in writing that the application is not completed in compliance with the local government's regulations within 20 business days after the date the application is initially submitted or additional information resubmitted, the application is deemed, for administrative purposes only, to be properly completed and properly submitted. However, the determination may not be deemed as an approval of the application. If the application is not completed in compliance with the local government's regulations, the local government shall so notify the applicant in writing and the notification must indicate with specificity any deficiencies in the required documents or deficiencies in the content of the required documents which, if cured, make the application properly completed. Upon resubmission of information to cure the stated deficiencies, the local government shall notify the applicant, in writing, within the normal timeframes of review, but in no case longer than 20 business days after the additional information is submitted, of any remaining deficiencies that must be cured. Deficiencies in document type or content not specified by the local government do not make the application incomplete. Notwithstanding this sub-subparagraph, if a specified deficiency is not properly cured when the applicant resubmits its application to comply with the notice of deficiencies, the local government may continue to request the information until such time as the specified deficiency is cured. The local government may establish reasonable timeframes within which the required information to cure the application deficiency is to be provided or the application will be considered withdrawn or closed.

b. If the local government fails to grant or deny a properly completed application for a wireless communications facility within the timeframes set forth in this paragraph, the application shall be deemed automatically approved and the applicant may proceed with placement of the facilities without interference or penalty. The timeframes specified in subparagraph 2. may be extended only to the extent that the application has not been granted or denied because the local government's procedures generally applicable to all other similar types of applications require action by the governing body and such action has not taken place within the timeframes specified in subparagraph 2. Under such circumstances, the local government must act to either grant or deny the application at its next regularly scheduled meeting or, otherwise, the application is deemed to be automatically approved.

c. To be effective, a waiver of the timeframes set forth in this paragraph must be voluntarily agreed to by the applicant and the local government. A local government may request, but not require, a waiver of the timeframes by the applicant, except that, with respect to a specific application, a one-time waiver may be required in the case of a declared local, state, or federal emergency that directly affects the administration of all permitting activities of the local government.

(e) The replacement of or modification to a wireless communications facility, except a tower, that results in a wireless communications facility not readily discernibly different in size, type, and appearance when viewed from ground level from surrounding properties, and the replacement or modification of equipment that is not visible from surrounding properties, all as reasonably determined by the local government, are subject to no more than applicable building permit review.

(f) Any other law to the contrary notwithstanding, the Department of Management Services shall negotiate, in the name of the state, leases for wireless communications facilities that provide access to state government-owned property not acquired for transportation purposes, and the Department of Transportation shall negotiate, in the name of the state, leases for wireless communications facilities that provide access to property acquired for state rights-of-way. On property acquired for transportation purposes, leases shall be granted in accordance with s. 337.251. On other state government-owned property, leases shall be granted on a space available, first-come, first-served basis. Payments required by state government under a lease must be reasonable and

must reflect the market rate for the use of the state government-owned property. The Department of Management Services and the Department of Transportation are authorized to adopt rules for the terms and conditions and granting of any such leases.

(g) If any person adversely affected by any action, or failure to act, or regulation, or requirement of a local government in the review or regulation of the wireless communication facilities files an appeal or brings an appropriate action in a court or venue of competent jurisdiction, following the exhaustion of all administrative remedies, the matter shall be considered on an expedited basis.

Section 6. For the purpose of incorporating the amendment made by this act to section 330.27, Florida Statutes, in a reference thereto, subsection (2) of section 379.2293, Florida Statutes, is reenacted to read:

379.2293 Airport activities within the scope of a federally approved wildlife hazard management plan or a federal or state permit or other authorization for depredation or harassment.—

(2) An airport authority or other entity owning or operating an airport, as defined in s. 330.27(2), is not subject to any administrative or civil penalty, restriction, or other sanction with respect to any authorized action taken in a non-negligent manner for the purpose of protecting human life or aircraft safety from wildlife hazards.

Section 7. For the purpose of incorporating the amendment made by this act to section 330.27, Florida Statutes, in a reference thereto, subsection (22) of section 493.6101, Florida Statutes, is reenacted to read:

493.6101 Definitions.—

(22) “Repossession” means the recovery of a motor vehicle as defined under s. 320.01(1), a mobile home as defined in s. 320.01(2), a motorboat as defined under s. 327.02, an aircraft as defined in s. 330.27(1), a personal watercraft as defined in s. 327.02, an all-terrain vehicle as defined in s. 316.2074, farm equipment as defined under s. 686.402, or industrial equipment, by an individual who is authorized by the legal owner, lienholder, or lessor to recover, or to collect money payment in lieu of recovery of, that which has been sold or leased under a security agreement that contains a repossession clause. As used in this subsection, the term “industrial equipment” includes, but is not limited to, tractors, road rollers, cranes, forklifts, backhoes, and bulldozers. The term “industrial equipment” also includes other vehicles that are propelled by power other than muscular power and that are used in the manufacture of goods or used in the provision of services. A repossession is complete when a licensed recovery agent is in control, custody, and possession of such repossessed property. Property that is being repossessed shall be considered to be in the control, custody, and possession of a recovery agent if the property being repossessed is secured in preparation for transport from the site of the recovery by means of being attached to or placed on the towing or other transport vehicle or if the property being repossessed is being operated or about to be operated by an employee of the recovery agency.

Section 8. For the purpose of incorporating the amendment made by this act to section 330.27, Florida Statutes, in a reference thereto, paragraph (c) of subsection (1) of section 493.6403, Florida Statutes, is reenacted to read:

493.6403 License requirements.—

(1) In addition to the license requirements set forth in this chapter, each individual or agency shall comply with the following additional requirements:

(c) An applicant for a Class “E” license shall have at least 1 year of lawfully gained, verifiable, full-time experience in one, or a combination of more than one, of the following:

1. Repossession of motor vehicles as defined in s. 320.01(1), mobile homes as defined in s. 320.01(2), motorboats as defined in s. 327.02, aircraft as defined in s. 330.27(1), personal watercraft as defined in s. 327.02, all-terrain vehicles as defined in s. 316.2074, farm equipment as defined under s. 686.402, or industrial equipment as defined in s. 493.6101(22).

2. Work as a Class “EE” licensed intern.

Section 9. This act shall take effect July 1, 2024.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to aviation; amending s. 330.27, F.S.; revising definitions; amending s. 330.30, F.S.; beginning on a specified date, requiring the owner or lessee of a proposed vertiport to comply with a specified provision in obtaining certain approval and license or registration; requiring the Department of Transportation to conduct a final physical inspection of the vertiport to ensure compliance with specified requirements; conforming a cross-reference; creating s. 332.15, F.S.; providing duties of the department, within specified resources, with respect to vertiports, advanced air mobility, and other advances in aviation technology; amending s. 333.03, F.S.; revising requirements for the adoption of airport land use compatibility zoning regulations; reenacting ss. 365.172(13), 379.2293(2), 493.6101(22), and 493.6403(1)(c), F.S., relating to emergency communications, airport activities within the scope of a federally approved wildlife hazard management plan or a federal or state permit or other authorization for depredation or harassment, definitions, and license requirements, respectively, to incorporate the amendment made to s. 330.27, F.S., in references thereto; providing an effective date.

### THE PRESIDENT PRESIDING

On motion by Senator Harrell, further consideration of **CS for CS for HB 981**, as amended, was deferred.

**CS for CS for CS for SB 1066**—A bill to be entitled An act relating to consumer protection; amending s. 212.134, F.S.; defining terms; revising requirements for payment settlement entities, or their electronic payment facilitators or contracted third parties, in submitting information returns to the Department of Revenue; specifying requirements for third party settlement organizations that conduct certain transactions; providing applicability; amending s. 489.147, F.S.; defining the term “residential property owner”; authorizing a residential property owner to cancel a contract to replace or repair a roof without penalty or obligation under certain circumstances; defining the term “official start date”; requiring certain contractors to include certain language in contracts executed at a specified time; requiring the residential property owner to send a notice of cancellation in a certain manner; amending s. 559.9611, F.S.; revising the definition of the term “depository institution”; amending s. 624.424, F.S.; providing requirements for certain insurers’ accountants; amending s. 626.8796, F.S.; revising the content of certain public adjuster contracts; amending s. 627.43141, F.S.; specifying requirements, which apply as of a specified date, for certain notices regarding a change in policy terms; amending s. 627.6426, F.S.; revising the disclosure requirements of contracts for short-term health insurance; amending s. 627.70132, F.S.; prohibiting a notice of claim for loss assessment coverage from occurring later than a specified date; requiring that such notice be provided to an insurer no later than a specified date; amending s. 791.01, F.S.; revising the definition of the term “fireworks”; amending s. 791.012, F.S.; updating the source of the code for outdoor display of fireworks; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 1066**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 939** was withdrawn from the Committee on Rules.

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

**CS for CS for HB 939**—A bill to be entitled An act relating to consumer protection; amending s. 212.134, F.S.; defining terms; revising requirements for payment settlement entities, or their electronic payment facilitators or contracted third parties, in submitting information returns to the Department of Revenue; specifying requirements for third party settlement organizations that conduct certain transactions; amending s. 280.051, F.S.; providing requirements for the senders of payment; providing recordkeeping requirements; providing nonapplicability; providing requirements for the senders of payment; providing recordkeeping requirements; providing nonapplicability; providing additional grounds for qualified public depositories to be suspended and disqualified; amending s. 280.054, F.S.; providing additional acts deemed knowing and willful violations by qualified public depositories which are subject to certain penalties; creating s. 287.139, F.S.; pro-

viding definitions; prohibiting agencies of the executive branch and local governmental entities from entering into or renewing contracts or agreements with entities for specified purposes; prohibiting agencies of the executive branch and local governmental entities from using or allowing contractors to use certain lists or ratings; providing construction; amending s. 489.147, F.S.; defining a term; authorizing a residential property owner to cancel contracts to replace or repair a roof without penalty or obligation within a specified timeframe under certain circumstances; requiring contractors to include a notice in the contracts with residential property owners under certain circumstances; providing requirements for notices of contract cancellation; amending s. 559.9611, F.S.; revising the definition of the term “depository institution”; amending s. 624.424, F.S.; providing requirements for certain insurers’ accountants; amending s. 626.8796, F.S.; revising the content of certain public adjuster contracts; amending s. 627.43141, F.S.; providing requirements for certain notice of change in insurance renewal policy terms; amending s. 627.6426, F.S.; revising the disclosure requirements of contracts for short-term health insurance; amending s. 627.70132, F.S.; providing requirements for notices of claims for loss assessment coverage; providing dates of loss; creating s. 655.49, F.S.; authorizing customers and members of financial institutions to file certain complaints with the Office of Financial Regulation; providing nonapplicability; providing duties of the office upon receipt of such complaints; providing reporting requirements; providing violations; providing that certain actions or certain failure of financial institutions to cooperate in specified investigations constitute violations of the Florida Deceptive and Unfair Trade Practices Act; providing that violations are enforced only by the enforcing authority; providing attorney fees and costs; requiring the office to provide reports to certain entities; providing causes of action; requiring the office to make certain information available on its website; amending s. 791.01, F.S.; revising the definition of the term “fireworks”; amending s. 791.012, F.S.; updating the source of the code for outdoor display of fireworks; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 1066** and read the second time by title.

Senator Burton moved the following amendments which were adopted:

**Amendment 1 (346116) (with title amendment)**—Delete lines 134-222.

And the title is amended as follows:

Delete lines 9-27 and insert: transactions; amending s. 489.147, F.S.; defining a

**Amendment 2 (411388) (with title amendment)**—Delete lines 424-528.

And the title is amended as follows:

Delete lines 47-62 and insert: amending s. 791.01, F.S.; revising the

On motion by Senator Burton, by two-thirds vote, **CS for CS for HB 939**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingolia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Nays—None

Consideration of **CS for SB 7044** was deferred.

**CS for CS for CS for SB 1662**—A bill to be entitled An act relating to cybersecurity; amending s. 287.0591, F.S.; providing that certain firms are disqualified from being awarded specified state contracts if certain conditions exist; amending s. 1004.444, F.S.; providing that the Florida Center for Cybersecurity may also be referred to as “Cyber Florida”; providing that the center is established under the direction of the president of the University of South Florida, or his or her designee; revising the mission and goals of the center; authorizing the center to take certain actions relating to certain initiatives; requiring the Department of Management Services to contract with an independent verification and validation provider for specified services for all agency staff and vendor work to implement the enterprise cybersecurity resiliency program; requiring such provider to complete an assessment of the current program by a specified date; requiring that the assessment include recommendations based on certain evaluations; requiring that the contract require that monthly reports and deliverables be simultaneously provided to specified entities and parties; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 1662**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 1555** was withdrawn from the Committee on Appropriations.

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

**CS for CS for CS for HB 1555**—A bill to be entitled An act relating to cybersecurity; amending s. 110.205, F.S.; exempting the state chief technology officer from the career service; amending s. 282.0041, F.S.; providing definitions; amending s. 282.0051, F.S.; revising the purposes for which the Florida Digital Service is established; revising the date by which Department of Management Services, acting through the Florida Digital Service, must provide certain recommendations to the Executive Office of the Governor and the Legislature; requiring the state chief information officer, in consultation with the Secretary of Management Services, to designate a state chief technology officer; providing duties of the state chief technology officer; amending s. 282.318, F.S.; providing that the Florida Digital Service is the lead entity for a certain purpose; requiring the Cybersecurity Operations Center to provide certain notifications; requiring the state chief information officer to make certain reports in consultation with the state chief information security officer; requiring a state agency to report ransomware and cybersecurity incidents within certain time periods; requiring the Cybersecurity Operations Center to immediately notify a certain entity of reported incidents and take certain actions; requiring the department to preserve certain data and provide certain aid in certain circumstances; requiring the state chief information security officer to notify the Legislature of certain incidents within a certain period; requiring the Cybersecurity Operations Center to provide a certain report to certain entities by a specified date; authorizing the Florida Digital Service to obtain certain access to certain state agency accounts and instances and direct certain measures; prohibiting the department from taking certain actions; providing applicability; revising the purpose of an agency’s information security manager and the date by which he or she must be designated; authorizing the chairs of certain legislative committees or subcommittees to attend exempt portions of meetings of the Florida Cybersecurity Advisory Council if authorized by the President of the Senate or Speaker of the House of Representatives, as applicable; amending s. 282.3185, F.S.; requiring a local government to report ransomware and certain cybersecurity incidents to the Cybersecurity Operations Center within certain time periods; requiring the Cybersecurity Operations Center to immediately notify certain entities of certain incidents and take certain actions; requiring the Department of Law Enforcement to coordinate certain incident responses; amending s. 282.319, F.S.; revising the membership of the Florida Cybersecurity Advisory Council; amending s. 1004.444, F.S.; providing that the Florida Center for Cybersecurity may be referred to in a certain manner; providing that the center is established under the direction of the president of the University of South Florida and may be assigned within a college that meets certain requirements; revising the mission and

goals of the center; authorizing the center to take certain actions relating to certain initiatives; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 1662** and read the second time by title.

Senator Collins moved the following amendment which was adopted:

**Amendment 1 (656380) (with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. Section 1004.444, Florida Statutes, is amended to read:

1004.444 Florida Center for Cybersecurity.—

(1) The Florida Center for Cybersecurity, *which may also be referred to as “Cyber Florida,”* is established within the University of South Florida, *under the direction of the president of the university or the president’s designee.*

(2) The *mission and goals* of the center are to:

(a) Position Florida as the national leader in cybersecurity and its related workforce *primarily through advancing and funding education and, research and development initiatives in cybersecurity and related fields, with a secondary emphasis on, and* community engagement and cybersecurity awareness.

(b) Assist in the creation of jobs in the state’s cybersecurity industry and enhance the existing cybersecurity workforce *through education, research, applied science, and engagements and partnerships with the private and military sectors.*

(c) Act as a cooperative facilitator for state business and higher education communities to share cybersecurity knowledge, resources, and training.

(d) Seek out *research and development agreements and other partnerships with major military installations and affiliated contractors to assist, when possible, in homeland cybersecurity defense initiatives.*

(e) Attract cybersecurity companies *and jobs to this the* state, with an emphasis on the defense, finance, health care, transportation, and utility sectors.

(f) *Conduct, fund, and facilitate research and applied science that leads to the creation of new technologies and software packages that have military and civilian applications and that can be transferred for military and homeland defense purposes or for sale or use in the private sector.*

(3) *Upon receiving a request for assistance from the Department of Management Services, the Florida Digital Service, or another state agency, the center is authorized, but may not be compelled by the agency, to conduct, consult on, or otherwise assist any state-funded initiatives related to:*

(a) *Cybersecurity training, professional development, and education for state and local government employees, including school districts and the judicial branch; and*

(b) *Increasing the cybersecurity effectiveness of the state’s and local governments’ technology platforms and infrastructure, including school districts and the judicial branch.*

Section 2. This act shall take effect July 1, 2024.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to cybersecurity; amending s. 1004.444, F.S.; providing that the Florida Center for Cybersecurity may also be referred to as “Cyber Florida”; providing that the center is established under the direction of the president of the University of South Florida, or his or her designee; revising the mission and goals of the center;

authorizing the center to take certain actions relating to certain initiatives; providing an effective date.

On motion by Senator Collins, by two-thirds vote, **CS for CS for CS for HB 1555**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingolia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Nays—None

Consideration of **CS for CS for SB 1622, SB 558, CS for CS for CS for SB 472, SB 1568, and CS for CS for SB 1566** was deferred.

The Senate resumed consideration of—

**CS for CS for HB 981**—A bill to be entitled An act relating to aviation; amending s. 330.27, F.S.; revising definitions; amending s. 330.30, F.S.; requiring the owner or lessee of a proposed vertiport to comply with specified requirements; requiring the Department of Transportation to conduct a specified inspection of a vertiport; creating s. 332.15, F.S.; providing legislative intent; providing duties of the department, within specified resources, with respect to vertiports, advanced air mobility, and other advances in aviation technology; requiring a report to the Governor and Legislature; providing report requirements; requiring certain airports to competitively bid vertiport operator contracts; amending s. 333.03, F.S.; revising requirements for the adoption of airport land use compatibility zoning regulations; providing an effective date.

—which was previously considered and amended this day.

On motion by Senator Harrell, by two-thirds vote, **CS for CS for HB 981**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingolia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Nays—None

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

**BILLS ON THIRD READING**

**CS for CS for HB 1365**—A bill to be entitled An act relating to unauthorized public camping and public sleeping; creating s. 125.0231, F.S.; providing definitions; prohibiting counties and municipalities from authorizing or otherwise allowing public camping or sleeping on public property without certification of designated public property by the Department of Children and Families; authorizing counties to designate certain public property for such uses for a specified time period; requiring the department to certify such designation; requiring counties to establish specified standards and procedures relating to such property; authorizing the department to inspect such property; authorizing the Secretary of Children and Families to provide certain notice to counties; providing applicability; providing an exception to applicability during specified emergencies; providing a declaration of important state interest; providing applicability; providing effective dates.

—was read the third time by title.

On motion by Senator Martin, **CS for CS for HB 1365** was passed and certified to the House. The vote on passage was:

Yeas—27

Madam President	Calatayud	Ingolia
Avila	Collins	Martin
Baxley	DiCeglie	Mayfield
Boyd	Garcia	Perry
Bradley	Grall	Rodriguez
Brodeur	Gruters	Simon
Broxson	Harrell	Trumbull
Burgess	Hooper	Wright
Burton	Hutson	Yarborough

Nays—12

Berman	Osgood	Rouson
Book	Pizzo	Stewart
Davis	Polsky	Thompson
Jones	Powell	Torres

**MOTIONS RELATING TO COMMITTEE REFERENCE**

On motion by Senator Mayfield, by two-thirds vote, **CS for CS for HB 165** and **HB 533** were withdrawn from the Committee on Fiscal Policy; and **HB 7043** was withdrawn from the Committee on Rules and placed on the Special Order Calendar for Thursday, March 7.

**MOTIONS**

On motion by Senator Mayfield, the rules were waived and **CS for CS for SB 684** was placed on the Special Order Calendar for Wednesday, March 6.

On motion by Senator Mayfield, the rules were waived and **CS for SB 7074** was placed on the Special Order Calendar for Thursday, March 7.

On motion by Senator Mayfield, the rules were waived and a deadline of one hour after adjournment was set for filing amendments to Bills on Third Reading to be considered Wednesday, March 6, 2024.

On motion by Senator Mayfield, the rules were waived and all bills temporarily postponed on the Special Order Calendar this day were retained on the Special Order Calendar with the exception of **CS for CS for SB 472**, **CS for CS for SB 1566**, and **SB 1568**.

**BILLS ON SPECIAL ORDERS**

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Tuesday, March 5, 2024: SB 1396, CS for SB 1466, CS for CS for SB 1474, CS for CS for SB 1486, CS for SB 1492, CS for CS for SB 1544, CS for CS for SB 1624, CS for CS for SB 1656, CS for SB 1798, CS for CS for SB 7042, SB 7058, SB 7068, CS for HB 347, CS for

SB 84, CS for CS for CS for SB 266, SB 436, CS for SB 516, CS for SB 574, CS for SB 658, CS for CS for CS for SB 796, CS for CS for SB 830, CS for SB 846, CS for SB 896, SB 910, CS for CS for SB 954, CS for CS for SB 964, CS for CS for CS for SB 996, CS for SB 1000, CS for CS for SB 1006, CS for SB 1074, CS for CS for CS for SB 1098, CS for SB 1134, SB 1174, CS for SB 1176, SB 1190, SB 1220, CS for SB 1222, CS for CS for SB 1274, CS for SB 1278, SB 1312, CS for CS for SB 1320, SB 1324, CS for CS for CS for SB 1362, CS for CS for SB 1386.

Respectfully submitted,  
*Debbie Mayfield*, Rules Chair  
*Ben Albritton*, Majority Leader  
*Lauren Book*, Minority Leader

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

**RETURNING MESSAGES — FINAL ACTION**

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/SB 86.

*Jeff Takacs*, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 158.

*Jeff Takacs*, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 168.

*Jeff Takacs*, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has adopted SM 226.

*Jeff Takacs*, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 304.

*Jeff Takacs*, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 366.

*Jeff Takacs*, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/SB 382.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 474 by the required constitutional two-thirds vote of the members voting.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 478.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 522.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 532.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 544.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 592.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 678.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 758.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/SB 764.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has adopted SM 800.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 808.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 832.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 902.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 938.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 968.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 998.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 1078 by the required constitutional two-thirds vote of the members voting.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 1082.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 1136.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 1142.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 1198.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 1286.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 1456.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/SB 1532.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 1616.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 1638.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 1688.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 1704.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 7006.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 7008.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 7020.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 7040.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 7080 by the required constitutional three-fifths vote of the membership.

*Jeff Takacs, Clerk*

The bill contained in the foregoing message was ordered enrolled.

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate 1 amendment and passed CS/HB 293, as amended.

*Jeff Takacs, Clerk*

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendment 1 and passed CS/HB 321, as amended.

*Jeff Takacs, Clerk*

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendment 1 and passed HB 377, as amended.

*Jeff Takacs, Clerk*

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The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendment 1 and passed CS/HB 1561, as amended.

*Jeff Takacs, Clerk*

**CORRECTION AND APPROVAL OF JOURNAL**

The Journal of March 4 was corrected and approved.

**CO-INTRODUCERS**

Senators Davis—SB 1688, SR 1816; Garcia—SB 1688; Thompson—SR 1816

**ADJOURNMENT**

On motion by Senator Mayfield, the Senate adjourned at 7:42 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 9:00 a.m., Wednesday, March 6 or upon call of the President.

# JOURNAL OF THE SENATE

## Daily Numeric Index for

March 5, 2024

BA — Bill Action  
BF — Bill Failed  
BP — Bill Passed  
CO — Co-Introducers  
CR — Committee Report  
CS — Committee Substitute, First Reading

FR — First Reading  
MO — Motion  
RC — Reference Change  
SM — Special Master Reports  
SO — Bills on Special Orders

<b>CS/SB 84</b> . . . . .	(BA) 715, (SO) 760	<b>SB 7058</b> . . . . .	(BA) 714, (SO) 760
<b>CS/CS/CS/SB 266</b> . . . . .	(BA) 716, (BA) 717, (SO) 760	<b>SB 7068</b> . . . . .	(BA) 714, (SO) 760
<b>SB 436</b> . . . . .	(BA) 717, (SO) 760	<b>CS/SB 7074</b> . . . . .	(MO) 760
<b>CS/CS/CS/SB 472</b> . . . . .	(BA) 759, (MO) 760	<b>HB 91</b> . . . . .	(BA) 715, (BP) 715
<b>CS/SB 516</b> . . . . .	(BA) 717, (SO) 760	<b>CS/CS/HB 159</b> . . . . .	(BA) 750, (BP) 751
<b>SB 558</b> . . . . .	(BA) 759	<b>CS/CS/HB 165</b> . . . . .	(MO) 760
<b>CS/SB 574</b> . . . . .	(BA) 718, (SO) 760	<b>CS/CS/HB 197</b> . . . . .	(BA) 722, (BP) 722
<b>CS/SB 658</b> . . . . .	(BA) 718, (SO) 760	<b>CS/HB 201</b> . . . . .	(BA) 717, (BP) 717
<b>CS/CS/CS/SB 684</b> . . . . .	(MO) 760	<b>CS/HB 215</b> . . . . .	(BA) 721, (BP) 721
<b>CS/CS/CS/SB 796</b> . . . . .	(BA) 718, (BA) 719, (SO) 760	<b>CS/CS/HB 285</b> . . . . .	(BA) 724, (BP) 724
<b>CS/CS/SB 830</b> . . . . .	(BA) 721, (BA) 729, (SO) 760	<b>CS/CS/CS/HB 287</b> . . . . .	(BA) 716, (BP) 717
<b>CS/SB 846</b> . . . . .	(BA) 721, (SO) 760	<b>CS/HB 347</b> . . . . .	(BA) 715, (SO) 760
<b>CS/SB 896</b> . . . . .	(BA) 722, (SO) 760	<b>CS/HB 415</b> . . . . .	(BA) 717, (BP) 717
<b>SB 910</b> . . . . .	(BA) 722, (SO) 760	<b>CS/CS/HB 433</b> . . . . .	(BA) 694, (BA) 695, (BP) 695
<b>CS/CS/SB 954</b> . . . . .	(BA) 723, (CO) 723, (SO) 760	<b>CS/CS/HB 473</b> . . . . .	(BA) 718, (BP) 718
<b>CS/CS/SB 964</b> . . . . .	(BA) 723, (BA) 724, (SO) 760	<b>HB 533</b> . . . . .	(MO) 760
<b>CS/CS/CS/SB 996</b> . . . . .	(BA) 724, (BA) 729, (BA) 730, (SO) 760	<b>CS/HB 549</b> . . . . .	(BA) 741, (BP) 748
<b>CS/SB 1000</b> . . . . .	(BA) 724, (SO) 760	<b>CS/HB 583</b> . . . . .	(BA) 728, (BP) 728
<b>CS/CS/SB 1006</b> . . . . .	(BA) 724, (BA) 725, (SO) 760	<b>CS/HB 709</b> . . . . .	(BA) 718, (BP) 718
<b>CS/CS/CS/SB 1066</b> . . . . .	(BA) 757, (BA) 758	<b>CS/HB 715</b> . . . . .	(BA) 722, (BP) 722
<b>CS/SB 1074</b> . . . . .	(BA) 728, (SO) 760	<b>CS/HB 813</b> . . . . .	(BA) 723, (BP) 723
<b>CS/CS/CS/SB 1098</b> . . . . .	(BA) 728, (SO) 760	<b>CS/HB 865</b> . . . . .	(BA) 729, (BP) 729
<b>CS/SB 1134</b> . . . . .	(BA) 728, (SO) 760	<b>CS/CS/HB 885</b> . . . . .	(BA) 723, (BP) 724
<b>SB 1174</b> . . . . .	(BA) 740, (SO) 760	<b>CS/CS/HB 935</b> . . . . .	(BA) 702, (BP) 702
<b>CS/SB 1176</b> . . . . .	(BA) 740, (SO) 760	<b>CS/CS/HB 939</b> . . . . .	(BA) 757, (BP) 758
<b>SB 1190</b> . . . . .	(BA) 741, (SO) 760	<b>CS/CS/HB 981</b> . . . . .	(BA) 753, (BA) 757, (BA) 759, (BP) 759
<b>SB 1220</b> . . . . .	(BA) 741, (SO) 760	<b>CS/HB 983</b> . . . . .	(BA) 740, (BP) 740
<b>CS/SB 1222</b> . . . . .	(BA) 741, (BA) 742, (SO) 760	<b>CS/CS/HB 1007</b> . . . . .	(BA) 725, (BP) 728
<b>CS/CS/SB 1274</b> . . . . .	(BA) 748, (BA) 749, (SO) 760	<b>CS/HB 1031</b> . . . . .	(BA) 728, (BP) 728
<b>CS/SB 1278</b> . . . . .	(BA) 749, (SO) 760	<b>CS/CS/HB 1063</b> . . . . .	(BA) 695, (BA) 696, (BP) 696
<b>SB 1312</b> . . . . .	(BA) 750, (SO) 760	<b>CS/CS/CS/HB 1083</b> . . . . .	(BA) 694, (BP) 694
<b>CS/CS/SB 1320</b> . . . . .	(BA) 750, (SO) 760	<b>HB 1109</b> . . . . .	(BA) 692, (BP) 692
<b>SB 1324</b> . . . . .	(BA) 751, (SO) 760	<b>HB 1131</b> . . . . .	(BA) 741, (BP) 741
<b>CS/CS/CS/SB 1362</b> . . . . .	(BA) 751, (BA) 753, (SO) 760	<b>CS/CS/HB 1171</b> . . . . .	(BA) 741, (BP) 741
<b>CS/CS/SB 1386</b> . . . . .	(BA) 752, (BA) 753, (SO) 760	<b>CS/CS/HB 1181</b> . . . . .	(BA) 748, (BA) 749
<b>SB 1396</b> . . . . .	(BA) 692, (SO) 760	<b>HB 1227</b> . . . . .	(BA) 750, (BP) 750
<b>CS/SB 1466</b> . . . . .	(BA) 693, (SO) 760	<b>CS/CS/HB 1285</b> . . . . .	(BA) 730, (BP) 740
<b>CS/CS/SB 1474</b> . . . . .	(BA) 693, (BA) 695, (BA) 696, (SO) 760	<b>CS/HB 1305</b> . . . . .	(BA) 693, (BP) 693
<b>CS/CS/SB 1486</b> . . . . .	(BA) 693, (BA) 694, (SO) 760	<b>CS/CS/HB 1331</b> . . . . .	(BA) 713, (BP) 714
<b>CS/SB 1492</b> . . . . .	(BA) 694, (BA) 695, (SO) 760	<b>CS/CS/HB 1335</b> . . . . .	(BA) 696, (BP) 702
<b>CS/CS/SB 1544</b> . . . . .	(BA) 696, (BA) 697, (SO) 760	<b>CS/CS/HB 1337</b> . . . . .	(BA) 749, (BP) 749
<b>CS/CS/SB 1566</b> . . . . .	(BA) 759, (MO) 760	<b>CS/CS/HB 1365</b> . . . . .	(BA) 760, (BP) 760
<b>SB 1568</b> . . . . .	(BA) 759, (MO) 760	<b>HB 1451</b> . . . . .	(BA) 740
<b>CS/CS/SB 1622</b> . . . . .	(BA) 759	<b>CS/HB 1545</b> . . . . .	(BA) 705, (BP) 713
<b>CS/CS/SB 1624</b> . . . . .	(BA) 702, (SO) 760	<b>CS/HB 1551</b> . . . . .	(BA) 714, (BP) 714
<b>CS/CS/SB 1656</b> . . . . .	(BA) 705, (SO) 760	<b>CS/CS/CS/HB 1555</b> . . . . .	(BA) 758, (BP) 759
<b>CS/CS/CS/SB 1662</b> . . . . .	(BA) 758, (BA) 759	<b>CS/CS/HB 1557</b> . . . . .	(BA) 752, (BP) 753
<b>SB 1688</b> . . . . .	(CO) 763	<b>CS/HB 1589</b> . . . . .	(BA) 751, (BP) 751
<b>CS/SB 1798</b> . . . . .	(BA) 702, (SO) 760	<b>HB 7043</b> . . . . .	(MO) 760
<b>SR 1816</b> . . . . .	(FR) 691, (CO) 763	<b>HB 7063</b> . . . . .	(BA) 718, (BP) 721
<b>SR 1828</b> . . . . .	(FR) 692	<b>HB 7067</b> . . . . .	(BA) 714, (BA) 715
<b>CS/CS/SB 7042</b> . . . . .	(BA) 713, (BA) 714, (SO) 760		
<b>CS/SB 7044</b> . . . . .	(BA) 758		