



# Journal of the Senate

Number 5—Regular Session

Wednesday, March 18, 1998

## CONTENTS

Bills on Third Reading . . . . .	170, 177
Call to Order . . . . .	167
Co-Sponsors . . . . .	216
Committee Appointment . . . . .	216
Committee Substitutes, First Reading . . . . .	206
Election of Senator . . . . .	167
House Messages, First Reading . . . . .	214
House Messages, Returning . . . . .	168
Introduction and Reference of Bills . . . . .	182
Motions . . . . .	167, 168, 170, 180
Motions Relating to Committee Reference . . . . .	168
Reports of Committees . . . . .	180
Resolutions . . . . .	167
Senate Pages . . . . .	216
Special Guests . . . . .	167
Special Order Calendar . . . . .	175, 177

## CALL TO ORDER

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

Madam President	Crist	Holzendorf	Meadows
Bankhead	Diaz-Balart	Horne	Myers
Bronson	Dudley	Jones	Ostalkiewicz
Brown-Waite	Dyer	Kirkpatrick	Rossin
Burt	Forman	Klein	Scott
Campbell	Geller	Kurth	Silver
Casas	Grant	Latvala	Sullivan
Childers	Gutman	Laurent	Thomas
Clary	Hargrett	Lee	Turner
Cowin	Harris	McKay	Williams

## PRAYER

The following prayer was offered by Rev. Steve Davies, Village Baptist Church, Destin:

Our gracious Heavenly Father, as we stand before you this afternoon, we call upon you today as our mighty God, not only as our creator and our sustainer but as the one who is the lover of our souls. We offer our thanks to you today for all of your provision for us as individuals, for us as a nation and for this great state of Florida in which we live.

We thank you for our leaders, both past and present. We thank you for your abundant supply for our every need. We offer unto you all praise and thanksgiving for life as made possible through Jesus Christ, our Lord. Father, as we bow here today, I lift up the men and women of this great chamber. Lord, I ask for you to give them knowledge. I ask for you to increase their understanding. I ask for you, Lord, to give them wisdom in their every decision as they look at so many important things that affect the people of this state.

Father, I thank you for the courage they have exhibited in these past days. Lord, I ask you to continue to give them the courage to stand for what is right and just. Father, may the plumb line of our judgments not be based upon society's whims but upon the laws you have given to us down through the ages. Lord, help us to stand, as a people, to bring honor and glory and praise unto your name as a faithful people, as a faithful nation. Lord, I thank you for all of these who are gathered here once again, and I ask your abundant blessing be supplied in all of their lives. These things we pray through our Lord and Savior, Jesus Christ. Amen.

## PLEDGE

Senate Pages Bethany Campbell of Branford, niece of Senator Williams, and Sarah Roberts of Lantana, led the Senate in the pledge of allegiance to the flag of the United States of America.

## ELECTION OF SENATOR STEVEN GELLER

By direction of the President, the Secretary read the following certificate from the Secretary of State, certifying to the election of Senator Steven Geller.

STATE OF FLORIDA  
OFFICE OF SECRETARY OF STATE

I, Sandra B. Mortham, Secretary of State of the State of Florida, do hereby certify that the following Member of the State Senate was elected at the Special General Election held on the Seventeenth day of March, A.D., 1998, as shown by the election returns on file in this office:

SENATE DISTRICT NUMBER

29 Steven Geller, Hallandale



GIVEN under my hand and the Great Seal of the State of Florida at Tallahassee, the Capitol, this 18th day of March, A.D., 1998.

Sandra B. Mortham  
SECRETARY OF STATE

## SPECIAL GUESTS

The President introduced the newly elected Senator from the 29th district, Steven Geller, and the following special guests: former Senator Rick Dantzler and Commissioner of Insurance Bill Nelson.

## OATH OF OFFICE ADMINISTERED

On motion by Senator Casas that a committee be appointed to escort Senator Geller to the bar of the Senate for the administration of the oath of office, the President appointed Senators Dyer, Forman, Meadows, Rossin, Scott and Burt.

Senator Geller was administered the oath of office by The Honorable Major B. Harding, Justice, Florida Supreme Court.

## MOTION

On motion by Senator Bankhead, Rule 3.7 was waived and March 31, 1998, was established as the deadline for Senator Geller to file bills for introduction.

## ADOPTION OF RESOLUTIONS

At the request of Senator Williams—

By Senator Williams—

**SR 2238**—A resolution designating March 16, 1998, as FSU Day in Tallahassee.

WHEREAS, the Tallahassee campus of Florida State University is the oldest continuous site of higher education in Florida, and

WHEREAS, Florida State University (FSU) was founded as an institution of higher learning in 1851 by legislative act and began enrolling students at Tallahassee in 1857, and

WHEREAS, spring 1998 marks the fiftieth anniversary of the ratification of the Florida State University Constitution by its faculty, an act that set the institution on course toward its present standing as a bastion of the liberal arts, and

WHEREAS, more than 197,000 men and women have graduated from Florida State University, and its success as an institution is reflected in the success of those graduates around the world, and

WHEREAS, the university's mission emphasizes teaching, research, and public service, and its students study in 16 colleges and schools, which offer undergraduate and graduate degrees in more than 342 fields, and

WHEREAS, U.S. News and World Report ranked Florida State University the "most efficient university" for the second year in a row in its 1998 "America's Best Colleges" issue, and

WHEREAS, the graduation rate at Florida State University is well above the national average and is the best among Florida's state universities, and

WHEREAS, while developing internationally recognized programs in the fine arts and performing arts and in the basic sciences and social sciences, Florida State University has also developed strong student-life programs, including one of the major intercollegiate athletic programs in the country, and

WHEREAS, FSU alumni currently serving in the Florida Senate include Senators W.D. Childers, Pensacola; Charlie Crist, St. Petersburg; John Grant, Tampa; Jim Horne, Jacksonville; John McKay, Bradenton; and Charles D. Williams, Jr., Tallahassee, and

WHEREAS, FSU alumni also include current Representatives Keith Arnold, Ft. Myers; Cynthia Chestnut, Gainesville; Greg Allen Gay, Cape Coral; Debbie Horan, Key West; Everett Kelly, Tavares; Jim King, Jacksonville; Al Lawson, Tallahassee; Sharon Merchant, Palm Beach Gardens; Beryl Roberts-Burke, Carol City; John Thrasher, Orange Park; and J. Alex Villalobos, Miami, NOW, THEREFORE,

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

That March 16, 1998, is designated as FSU Day in Tallahassee.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Sandy D'Alemberte, President of Florida State University, as a tangible token of the esteem of the Florida Senate.

—**SR 2238** was introduced, read and adopted by publication.

At the request of Senator Silver—

By Senator Silver—

**SR 2358**—A resolution recognizing March 15-21, 1998, as Juvenile Justice Week.

WHEREAS, the Legislature has authorized a juvenile justice continuum of care which creates a balanced approach between prevention and commitment services through a dedicated partnership that includes the Department of Juvenile Justice, juvenile justice district boards, county councils, sheriffs, police chiefs, public defenders, juvenile judges, school districts, not-for-profit organizations, and private providers of services, and

WHEREAS, the State of Florida is becoming recognized as a "bell-wether" state for its reforms and progress through the delivery of juvenile justice services and programs that do more than simply provide shelter and control youths' behavior, but help delinquents make a successful transition back into their communities, and

WHEREAS, between 1987 and 1997, Florida's 10-to-17-year-old age group increased 19 percent while the volume of cases entering the juvenile justice system increased by 76 percent, and

WHEREAS, there are fewer serious felonies being committed by juveniles than prior to the adoption of the "Juvenile Justice Act" of 1994, despite a growth in the teenage population, and

WHEREAS, stopping juveniles from entering or progressing any farther into the juvenile justice system will require special emphasis in the areas of prevention and intervention and the support of the legislature, law enforcement, other state agencies, businesses, local communities, and organizations, and

WHEREAS, the Department of Juvenile Justice has made great strides in promoting local government and community involvement by creating partnerships to meet local needs as identified by thousands of local leaders and citizens who contributed 30,000 volunteer hours in the last year, and

WHEREAS, the juvenile justice system, including the Department of Juvenile Justice and its partners, is committed to further reducing the overall juvenile crime rate, NOW, THEREFORE,

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

That the Senate does, hereby, recognize the week of March 15-21, 1998, as Juvenile Justice Week, and does urge the support and participation of all citizens in making a conscious effort to prevent juvenile crime.

—**SR 2358** was introduced, read and adopted by publication.

## MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Sullivan, by two-thirds vote **CS for SB 124, CS for SB 216, SB 550, CS for SB 772, CS for SB 786, CS for SB 1132, SB 1370 and CS for SB 1574** were withdrawn from the Committee on Ways and Means.

On motion by Senator Bankhead, by two-thirds vote **SB 1846** was withdrawn from the Committees on Ways and Means Subcommittee E (Finance and Tax); Ways and Means; Commerce and Economic Opportunities; and Governmental Reform and Oversight; and referred to the Committees on Commerce and Economic Opportunities; Governmental Reform and Oversight; and Ways and Means; **SB 2500** and **SB 2502** were withdrawn from the Committee on Ways and Means; **SB 2002** was withdrawn from the Committees on Transportation and Judiciary and referred to the Committee on Rules and Calendar; **SB 1400** was withdrawn from the Committees on Community Affairs; and Ways and Means; and referred to the Committees on Community Affairs; Agriculture; and Ways and Means; **SB 2170** was withdrawn from the Committees on Children, Families and Seniors; and Rules and Calendar; and referred to the Committees on Judiciary; Children, Families and Seniors; and Rules and Calendar; **SB 672** was removed from the calendar and referred to the Committee on Rules and Calendar; **SB 1964** was withdrawn from the Committees on Health Care; Criminal Justice; and Ways and Means; and referred to the Committees on Children, Families and Seniors; Criminal Justice; and Ways and Means; and **SB 1966** was withdrawn from the Committees on Health Care and Criminal Justice and referred to the Committees on Children, Families and Seniors; and Criminal Justice.

On motion by Senator Meadows, by two-thirds vote **SB 684** was withdrawn from the committees of reference and further consideration.

## MOTIONS

On motion by Senator Bankhead, a deadline of 8:00 a.m. Thursday, March 19, was set for filing amendments to Bills on Third Reading to be considered that day.

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Toni Jennings, President

I am directed to inform the Senate that the House of Representatives has amended Senate Amendment(s) 1, and concurred in same as amended, and passed CS for HB 3033 as further amended, and requests the concurrence of the Senate.

*John B. Phelps, Clerk*

**CS for HB 3033**—A bill to be entitled An act relating to execution of the death sentence; creating s. 922.105, F.S.; providing for execution of

the death sentence by means of lethal injection if electrocution is declared invalid by any one of specified courts, unless overruled; providing that a person authorized by state law to prescribe medication, when designated by the Department of Corrections, may prescribe the drugs necessary to compound a lethal injection; providing that a person authorized by state law to prepare, compound, or dispense medication, when designated by the Department of Corrections, may prepare, compound, or dispense the lethal injection; providing that the prescription, preparation, compounding, dispensing, or administration of a lethal injection does not constitute practicing medicine, nursing, or pharmacy; providing for execution of the death sentence by other means not declared unconstitutional by the United States Supreme Court, if lethal injection is declared invalid; providing for determination and supervision of execution procedure by the Secretary of Corrections or the secretary's designee, under specified circumstances when execution by means of electrocution or lethal injection has been declared invalid; providing an exemption from ch. 120, F.S., for the policies and procedures of the Department of Corrections for execution; prohibiting reduction of a sentence of death as the result of a method of execution being declared invalid; prohibiting health care provider or employee of the Department of Corrections from being required to assist in an execution contrary to the person's moral or ethical beliefs; amending s. 775.082, F.S., relating to penalties and mandatory minimum sentences for certain reoffenders previously released from prison; conforming provisions to changes made by the act; prohibiting reduction of a sentence of death as the result of a method of execution being declared invalid; amending s. 790.161, F.S., relating to the offense of making, possessing, throwing, projecting, placing, or discharging a destructive device, or attempt so to do, and penalties; conforming provisions to changes made by the act; prohibiting reduction of a sentence of death as the result of a method of execution being declared invalid; providing an effective date.

**House Amendment 1 (with title amendment) to Senate Amendment 1**—On page 1, line 17, through page 2, line 17, remove from the amendment: all of said lines and insert in lieu thereof:

Section 1. Section 922.105, Florida Statutes, is created to read:

*922.105 Execution of death sentence by lethal injection if death by electrocution is declared unconstitutional; prohibition against reduction of death sentence as a result of determination that a method of execution is unconstitutional.—*

*(1) A death sentence shall be executed by electrocution pursuant to s. 922.10. If electrocution is held to be unconstitutional by the Florida Supreme Court under the State Constitution, or held to be unconstitutional by the United States Supreme Court under the United States Constitution, or if the United States Supreme Court declines to review any judgment holding electrocution to be unconstitutional under the United States Constitution made by the Florida Supreme Court or the United States Court of Appeals that has jurisdiction over Florida, all persons sentenced to death for a capital crime shall be executed by lethal injection.*

*(2) The provisions of the opinion and all points of law decided by the United States Supreme Court in *Malloy v. South Carolina*, 237 U.S. 180 (1915), finding that the Ex Post Facto Clause of the United States Constitution is not violated by a legislatively enacted change in the method of execution for a sentence of death validly imposed for previously committed capital murders, are adopted by the Legislature as the law of this state.*

*(3) A change in the method of execution does not increase the punishment or modify the penalty of death for capital murder. Any legislative change to the method of execution for the crime of capital murder does not violate s. 10, Art. I or s. 9, Art. X of the State Constitution.*

*(4) Notwithstanding any law to the contrary, a person authorized by state law to prescribe medication and designated by the Department of Corrections may prescribe the drug or drugs necessary to compound a lethal injection. Notwithstanding any law to the contrary, a person authorized by state law to prepare, compound, or dispense medication and designated by the Department of Corrections may prepare, compound, or dispense a lethal injection. For purposes of this section, prescription, preparation, compounding, dispensing, and administration of a lethal injection does not constitute the practice of medicine, nursing, or pharmacy.*

*(5) The policies and procedures of the Department of Corrections for execution of persons sentenced to death shall be exempt from chapter 120.*

*(6) Notwithstanding s. 775.082(2), s. 790.161(4), or s. 775.15(1)(a), or any other provision to the contrary, no sentence of death shall be reduced as a result of a determination that a method of execution is declared unconstitutional under the State Constitution or the Constitution of the United States. In any case in which an execution method is declared unconstitutional, the death sentence shall remain in force until the sentence can be lawfully executed by any valid method of execution.*

*(7) Nothing contained in this chapter is intended to require any physician, nurse, pharmacist, or employee of the Department of Corrections or any other person to assist in any aspect of an execution which is contrary to the person's moral or ethical beliefs.*

Section 2. Subsection (2) of section 775.082, Florida Statutes, is amended to read:

775.082 Penalties; mandatory minimum sentences for certain reoffenders previously released from prison.—

(1) A person who has been convicted of a capital felony shall be punished by death if the proceeding held to determine sentence according to the procedure set forth in s. 921.141 results in findings by the court that such person shall be punished by death, otherwise such person shall be punished by life imprisonment and shall be ineligible for parole.

(2) In the event the death penalty in a capital felony is held to be unconstitutional by the Florida Supreme Court or the United States Supreme Court, the court having jurisdiction over a person previously sentenced to death for a capital felony shall cause such person to be brought before the court, and the court shall sentence such person to life imprisonment as provided in subsection (1). *No sentence of death shall be reduced as a result of a determination that a method of execution is held to be unconstitutional under the State Constitution or the Constitution of the United States.*

Section 3. Subsection (4) of section 790.161, Florida Statutes, is amended to read:

790.161 Making, possessing, throwing, projecting, placing, or discharging any destructive device or attempt so to do, felony; penalties.— A person who willfully and unlawfully makes, possesses, throws, projects, places, discharges, or attempts to make, possess, throw, project, place, or discharge any destructive device:

(4) If the act results in the death of another person, commits a capital felony, punishable as provided in s. 775.082. In the event the death penalty in a capital felony is held to be unconstitutional by the Florida Supreme Court or the United States Supreme Court, the court having jurisdiction over a person previously sentenced to death for a capital felony shall cause such person to be brought before the court, and the court shall sentence such person to life imprisonment if convicted of murder in the first degree or of a capital felony under this subsection, and such person shall be ineligible for parole. *No sentence of death shall be reduced as a result of a determination that a method of execution is held to be unconstitutional under the State Constitution or the Constitution of the United States.*

Section 4. This act shall take effect upon becoming a law.

And the title is amended as follows:

On page 2, line 25, through page 4, line 10, remove from the title of the amendment: and insert in lieu thereof: A bill to be entitled An act relating to execution of the death sentence; creating s. 922.105, F.S.; providing for execution of the death sentence by means of lethal injection if electrocution is held to be unconstitutional; providing legislative intent; providing that a person authorized by state law to prescribe medication, when designated by the Department of Corrections, may prescribe the drugs necessary to compound a lethal injection; providing that a person authorized by state law to prepare, compound, or dispense medication, when designated by the Department of Corrections, may prepare, compound, or dispense the lethal injection; providing that the prescription, preparation, compounding, dispensing, or administration of a lethal injection does not constitute practicing medicine, nursing, or pharmacy; providing an exemption from ch. 120, F.S., for the policies

and procedures of the Department of Corrections for execution; prohibiting reduction of a sentence of death as the result of a method of execution being held to be unconstitutional; prohibiting any physician, nurse, pharmacist, employee of the Department of Corrections, or other person from being required to assist in an execution contrary to the person's moral or ethical beliefs; amending s. 775.082, F.S., relating to penalties and mandatory minimum sentences for certain reoffenders previously released from prison; conforming provisions to changes made by the act; prohibiting reduction of a sentence of death as the result of a method of execution being held unconstitutional; amending s. 790.161, F.S., relating to the offense of making, possessing, throwing, projecting, placing, or discharging a destructive device, or attempt so to do, and penalties; conforming provisions to changes made by the act; prohibiting reduction of a sentence of death as the result of a method of execution being held unconstitutional; providing an effective date.

WHEREAS, the Legislature finds that the existing method of carrying out a sentence of death in Florida is by electrocution, and

WHEREAS, the Legislature has previously determined that death by electrocution is the preferred method of carrying out the death penalty, and the death penalty should be carried out in a swift and sure manner, and

WHEREAS, the existing method of carrying out a sentence of death in this state is by electrocution, and

WHEREAS, the Legislature has previously determined that death by electrocution is the preferred method of carrying out the death penalty, and the death penalty should be carried out in a swift and sure manner, and

WHEREAS, the Florida Supreme Court, in Jones v. State, 701 So.2d 76 (1997), has held death by electrocution to be a constitutional method of imposing the death penalty in this state, and

WHEREAS, the Legislature intends to ensure that the lawful punishment of death imposed on persons in this state is carried out, and considers it to be appropriate to provide alternative methods for imposing death only if legally required to do so, and

WHEREAS, changing the method of carrying out the death penalty both for those previously sentenced and for those who will be sentenced in the future is merely procedural and does not increase the quantum of punishment imposed upon a defendant and therefore does not violate the prohibition against ex post facto laws under the Constitution of the United States, Malloy v. South Carolina, 237 U.S. 180 (1915), and Ex Parte Kenneth Granviel, 561 S.W.2d 503 (Tex. App. 1978), and

WHEREAS, the United States Supreme Court has previously declared, in the case of Dobbert v. Florida, 432 U.S. 282 (1977), that changing the practices and procedures of the application of the death penalty statute does not violate the ex post facto clauses of the State Constitution or the Constitution of the United States, and

WHEREAS, the Florida Supreme Court has previously held a claim under Article X, Section 9 of the State Constitution against retroactive changes in death penalty procedures to be without merit, in the case of Dobbert v. State, 375 So.2d 1069 (Fla. 1979), NOW, THEREFORE,

On motion by Senator Burt, the Senate concurred in the House amendment to the Senate amendment.

CS for HB 3033 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—38

Madam President	Cowin	Gutman	Latvala
Bankhead	Crist	Harris	Laurent
Bronson	Diaz-Balart	Holzendorf	Lee
Brown-Waite	Dudley	Horne	McKay
Burt	Dyer	Jones	Meadows
Campbell	Forman	Kirkpatrick	Myers
Casas	Geller	Klein	Ostalkiewicz
Childers	Grant	Kurth	Rossin

Scott	Sullivan	Turner	Williams
Silver	Thomas		

Nays—None

Vote after roll call:

Yea—Clary, Hargrett

MOTION

On motion by Senator Burt, the House was requested to return CS for HB 3053.

CONSIDERATION OF BILLS ON THIRD READING

On motion by Senator Forman, by two-thirds vote HB 1771 was withdrawn from the Committee on Ways and Means.

On motion by Senator Forman, by two-thirds vote—

HB 1771—A bill to be entitled An act relating to the City of Miami Beach; providing for the relief of Juan A. Garcia, Jr., and Juan and Barbara Garcia, as natural parents of Juan A. Garcia, Jr.; providing for an appropriation to compensate them for injuries and damages sustained as a result of the negligence of the City of Miami Beach; providing an effective date.

—a companion measure, was substituted for SB 4 and by two-thirds vote read the second time by title. On motion by Senator Forman, by two-thirds vote HB 1771 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Madam President	Crist	Horne	Myers
Bankhead	Diaz-Balart	Jones	Ostalkiewicz
Bronson	Dudley	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Scott
Burt	Forman	Kurth	Silver
Campbell	Geller	Latvala	Sullivan
Casas	Grant	Laurent	Thomas
Childers	Gutman	Lee	Turner
Clary	Harris	McKay	Williams
Cowin	Holzendorf	Meadows	

Nays—None

Vote after roll call:

Yea—Hargrett

SB 8—A bill to be entitled An act for the relief of Heather Roszell, a minor; providing appropriations and expenditures to compensate her for injuries and damages sustained as a result of the negligence of the State of Florida, Board of Regents and the Hillsborough County Hospital Authority, d.b.a. Tampa General Hospital; providing an effective date.

—as amended March 9 was read the third time by title.

On motion by Senator Grant, SB 8 as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Madam President	Clary	Grant	Latvala
Bankhead	Cowin	Gutman	Laurent
Bronson	Crist	Harris	Lee
Brown-Waite	Diaz-Balart	Horne	McKay
Burt	Dudley	Jones	Meadows
Campbell	Dyer	Kirkpatrick	Myers
Casas	Forman	Klein	Ostalkiewicz
Childers	Geller	Kurth	Rossin

Scott Sullivan Turner Williams  
Silver Thomas

Nays—None

Vote after roll call:

Yea—Hargrett

Yea to Nay—Ostalkiewicz

**SB 10**—A bill to be entitled An act for the relief of the Estate of Alice Berdat, deceased; providing an appropriation to compensate the Estate of Alice Berdat for the death of Alice Berdat due to the negligence of the Department of Corrections; providing an effective date.

—was read the third time by title.

On motion by Senator Crist, **SB 10** was passed and certified to the House. The vote on passage was:

Yeas—36

Madam President Cowin Harris Meadows  
Bankhead Crist Holzendorf Myers  
Bronson Diaz-Balart Jones Rossin  
Brown-Waite Dudley Kirkpatrick Scott  
Burt Dyer Klein Silver  
Campbell Forman Kurth Sullivan  
Casas Geller Laurent Thomas  
Childers Grant Lee Turner  
Clary Gutman McKay Williams

Nays—2

Latvala Ostalkiewicz

Vote after roll call:

Yea—Hargrett, Horne

Nay to Yea—Ostalkiewicz

**SB 12**—A bill to be entitled An act for the relief of Mary Beth Wiggers; providing an appropriation to compensate Mary Beth Wiggers for injuries she sustained due to the negligence of the Department of Corrections; providing an effective date.

—was read the third time by title.

On motion by Senator Crist, **SB 12** was passed and certified to the House. The vote on passage was:

Yeas—38

Madam President Crist Holzendorf Myers  
Bankhead Diaz-Balart Horne Rossin  
Bronson Dudley Jones Scott  
Brown-Waite Dyer Kirkpatrick Silver  
Burt Forman Klein Sullivan  
Campbell Geller Kurth Thomas  
Casas Grant Laurent Turner  
Childers Gutman Lee Williams  
Clary Hargrett McKay  
Cowin Harris Meadows

Nays—2

Latvala Ostalkiewicz

Vote after roll call:

Nay to Yea—Ostalkiewicz

**SB 16**—A bill to be entitled An act relating to the Dade County School Board; providing for the relief of Lazaro Gutierrez; providing for an appropriation to compensate him for injuries and damages sustained as

a result of the negligence of the Dade County School Board; providing for payment of Medicaid liens prior to disbursement of the warrant; providing an effective date.

—as amended March 9 was read the third time by title.

On motion by Senator Turner, **SB 16** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Madam President Crist Holzendorf Meadows  
Bankhead Diaz-Balart Horne Myers  
Bronson Dudley Jones Rossin  
Brown-Waite Dyer Kirkpatrick Scott  
Burt Forman Klein Silver  
Campbell Geller Kurth Sullivan  
Casas Grant Latvala Thomas  
Childers Gutman Laurent Turner  
Clary Hargrett Lee Williams  
Cowin Harris McKay

Nays—1

Ostalkiewicz

**SB 26**—A bill to be entitled An act providing for the relief of Adela Azcu, for injuries suffered as a result of the negligence of Dade County; providing for an appropriation; providing an effective date.

—as amended March 9 was read the third time by title.

On motion by Senator Turner, **SB 26** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Madam President Crist Horne Ostalkiewicz  
Bankhead Diaz-Balart Jones Rossin  
Bronson Dudley Kirkpatrick Scott  
Brown-Waite Dyer Klein Silver  
Burt Forman Latvala Sullivan  
Campbell Geller Laurent Thomas  
Casas Grant Lee Turner  
Childers Gutman McKay Williams  
Clary Hargrett Meadows  
Cowin Harris Myers

Nays—1

Kurth

Vote after roll call:

Yea—Holzendorf

Yea to Nay—Ostalkiewicz

**SB 30**—A bill to be entitled An act relating to Collier County; providing for the relief of Franklin David Messick as Personal Representative of the Estate of Arthur D. Messick; providing for an appropriation to compensate him for the wrongful death of his son, Arthur D. Messick, which occurred as a result of the negligence of Collier County; providing an effective date.

—as amended March 9 was read the third time by title.

On motion by Senator Forman, **SB 30** as amended was passed and certified to the House. The vote on passage was:

Yeas—37

Madam President Casas Diaz-Balart Grant  
Bankhead Childers Dudley Gutman  
Bronson Clary Dyer Hargrett  
Burt Cowin Forman Harris  
Campbell Crist Geller Holzendorf

Horne	Lee	Rossin	Turner
Jones	McKay	Scott	Williams
Kirkpatrick	Meadows	Silver	
Klein	Myers	Sullivan	
Latvala	Ostalkiewicz	Thomas	

Nays—2

Kurth                    Laurent

**SB 32**—A bill to be entitled An act providing for the relief of Kathryn Malloy, formerly known as Kathryn Sperdute; providing for an appropriation to reimburse her for injuries suffered in an accident that was caused by the negligence of an employee of the Palm Beach County School Board; providing an effective date.

—was read the third time by title.

On motion by Senator Silver, **SB 32** was passed and certified to the House. The vote on passage was:

Yeas—38

Madam President	Crist	Holzendorf	Ostalkiewicz
Bankhead	Diaz-Balart	Horne	Rossin
Bronson	Dudley	Jones	Scott
Brown-Waite	Dyer	Kirkpatrick	Silver
Burt	Forman	Latvala	Sullivan
Campbell	Geller	Laurent	Thomas
Casas	Grant	Lee	Turner
Childers	Gutman	McKay	Williams
Clary	Hargrett	Meadows	
Cowin	Harris	Myers	

Nays—None

Vote after roll call:

Yea—Klein

**SB 36**—A bill to be entitled An act providing for the relief of Carrie A. Wilson; providing an appropriation to reimburse Carrie A. Wilson, a minor, and her mother, Barbara Britt, for injuries sustained by Carrie A. Wilson as a result of the negligence of the Duval County School Board; providing an effective date.

—as amended March 9 was read the third time by title.

On motion by Senator Horne, **SB 36** as amended was passed and certified to the House. The vote on passage was:

Yeas—40

Madam President	Crist	Holzendorf	Meadows
Bankhead	Diaz-Balart	Horne	Myers
Bronson	Dudley	Jones	Ostalkiewicz
Brown-Waite	Dyer	Kirkpatrick	Rossin
Burt	Forman	Klein	Scott
Campbell	Geller	Kurth	Silver
Casas	Grant	Latvala	Sullivan
Childers	Gutman	Laurent	Thomas
Clary	Hargrett	Lee	Turner
Cowin	Harris	McKay	Williams

Nays—None

On motion by Senator Thomas, by two-thirds vote **HB 653** was withdrawn from the Committees on Education; and Ways and Means.

On motion by Senator Thomas, by two-thirds vote—

**HB 653**—A bill to be entitled An act relating to the City of Tallahassee and the Leon County School Board; providing for the relief of Dena Sheryl Steels; providing for an appropriation by the City of Tallahassee and the Leon County School Board to compensate her for the wrongful

death of Kenneth Michael Pyles, her son, resulting from the negligence of the City of Tallahassee and the Leon County School Board; providing an effective date.

—a companion measure, was substituted for **SB 38** and by two-thirds vote read the second time by title. On motion by Senator Thomas, by two-thirds vote **HB 653** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Madam President	Crist	Holzendorf	Meadows
Bankhead	Diaz-Balart	Horne	Myers
Bronson	Dudley	Jones	Ostalkiewicz
Brown-Waite	Dyer	Kirkpatrick	Rossin
Burt	Forman	Klein	Silver
Campbell	Geller	Kurth	Thomas
Casas	Grant	Latvala	Turner
Childers	Gutman	Laurent	Williams
Clary	Hargrett	Lee	
Cowin	Harris	McKay	

Nays—None

Vote after roll call:

Yea—Scott, Sullivan

**SB 42**—A bill to be entitled An act relating to the Department of Health; providing an appropriation for the relief of Vernelle Lowder, to compensate her for damages she sustained due to the negligence of the Department of Health and Rehabilitative Services; providing for payment of Medicaid liens prior to disbursement of the warrant; providing an effective date.

—as amended March 9 was read the third time by title.

Senator Silver moved the following amendment which was adopted by two-thirds vote:

**Amendment 1**—On page 2, line 4, delete “\$350,000” and insert: \$250,000

On motion by Senator Silver, **SB 42** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

Madam President	Crist	Holzendorf	Meadows
Bankhead	Diaz-Balart	Horne	Myers
Bronson	Dudley	Jones	Ostalkiewicz
Brown-Waite	Dyer	Kirkpatrick	Silver
Burt	Forman	Klein	Sullivan
Campbell	Geller	Kurth	Thomas
Casas	Grant	Latvala	Turner
Childers	Gutman	Laurent	Williams
Clary	Hargrett	Lee	
Cowin	Harris	McKay	

Nays—None

Vote after roll call:

Yea—Rossin, Scott

Yea to Nay—Ostalkiewicz

**SB 44**—A bill to be entitled An act relating to Manatee County; providing for the relief of Frank H. Holliday; providing for an appropriation to compensate him for injuries and damages sustained as a result of the negligence of the Manatee County Sheriff's Department; providing an effective date.

—was read the third time by title.

On motion by Senator Turner, **SB 44** was passed and certified to the House. The vote on passage was:

Yeas—39

Madam President	Diaz-Balart	Horne	Myers
Bankhead	Dudley	Jones	Ostalkiewicz
Bronson	Dyer	Kirkpatrick	Rossin
Brown-Waite	Forman	Klein	Scott
Burt	Geller	Kurth	Silver
Campbell	Grant	Latvala	Sullivan
Casas	Gutman	Laurent	Thomas
Childers	Hargrett	Lee	Turner
Cowin	Harris	McKay	Williams
Crist	Holzendorf	Meadows	

Nays—None

Vote after roll call:

Yea—Clary

**SB 52**—A bill to be entitled An act relating to the City of Tampa; providing for the relief of Jemal Kurein, by and through his wife and natural guardian, Semira Kurein, and for Semira Kurein, individually, and for Remzu Kurein and Nima Kurein, minor children of Jemal Kurein and Semira Kurein, by and through their mother, Semira Kurein; providing for an appropriation to compensate them for injuries and damages sustained by Jemal Kurein as a result of the negligence of the City of Tampa; providing for payment of Medicaid liens prior to disbursement of the warrant; providing an effective date.

—as amended March 9 was read the third time by title.

On motion by Senator Grant, **SB 52** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Madam President	Crist	Holzendorf	Myers
Bankhead	Diaz-Balart	Horne	Ostalkiewicz
Bronson	Dudley	Jones	Rossin
Brown-Waite	Dyer	Kirkpatrick	Scott
Burt	Forman	Klein	Silver
Campbell	Geller	Kurth	Sullivan
Casas	Grant	Latvala	Thomas
Childers	Gutman	Lee	Turner
Clary	Hargrett	McKay	Williams
Cowin	Harris	Meadows	

Nays—None

**SB 54**—A bill to be entitled An act relating to the West Volusia Hospital Authority; providing for relief of Michelle Jones, a minor, and Kathy M. Jones, her mother; directing the West Volusia Hospital Authority to appropriate funds to be paid to Kathy Jones, individually, and for the benefit of Michelle Jones, a minor, to compensate them for injuries and damages sustained as a result of the negligence of the West Volusia Hospital Authority, formerly d/b/a West Volusia Memorial Hospital; providing an effective date.

—as amended March 11 was read the third time by title.

On motion by Senator Dyer, **SB 54** as amended was passed and certified to the House. The vote on passage was:

Yeas—40

Madam President	Clary	Grant	Klein
Bankhead	Cowin	Gutman	Kurth
Bronson	Crist	Hargrett	Latvala
Brown-Waite	Diaz-Balart	Harris	Laurent
Burt	Dudley	Holzendorf	Lee
Campbell	Dyer	Horne	McKay
Casas	Forman	Jones	Meadows
Childers	Geller	Kirkpatrick	Myers

Ostalkiewicz	Scott	Sullivan	Turner
Rossin	Silver	Thomas	Williams
Nays—None			

**SB 70**—A bill to be entitled An act relating to Alachua County; providing for the relief of Matthew White; providing for an appropriation to compensate him for injuries and damages sustained as a result of the negligence of the Alachua County Sheriff's Department; providing an effective date.

—was read the third time by title.

Senator Williams moved the following amendment which failed to receive the required two-thirds vote:

**Amendment 1**—On page 4, line 22, delete "\$401,116.19" and insert: \$144,000

The vote was:

Yeas—20

Madam President	Cowin	Harris	Lee
Bankhead	Crist	Holzendorf	Ostalkiewicz
Brown-Waite	Dudley	Horne	Sullivan
Burt	Grant	Kirkpatrick	Thomas
Clary	Hargrett	Laurent	Williams

Nays—16

Campbell	Dyer	Jones	Myers
Casas	Forman	Klein	Scott
Childers	Geller	Kurth	Silver
Diaz-Balart	Gutman	Meadows	Turner

Vote after roll call:

Yea—Rossin

On motion by Senator Klein, further consideration of **SB 70** was deferred.

**CS for SB 2**—A bill to be entitled An act for the relief of David Kelley and the Estate of Alto Kelley; providing an appropriation as compensation for injuries and damages sustained as a result of the negligence of the Department of Transportation; providing an effective date.

—was read the third time by title.

On motion by Senator Childers, **CS for SB 2** was passed and certified to the House. The vote on passage was:

Yeas—34

Madam President	Cowin	Horne	Ostalkiewicz
Bankhead	Crist	Kirkpatrick	Rossin
Bronson	Diaz-Balart	Klein	Scott
Brown-Waite	Dudley	Kurth	Silver
Burt	Forman	Latvala	Sullivan
Campbell	Gutman	Laurent	Thomas
Casas	Hargrett	McKay	Turner
Childers	Harris	Meadows	
Clary	Holzendorf	Myers	

Nays—None

Vote after roll call:

Yea—Dyer, Geller, Grant, Lee, Williams

**SB 6**—A bill to be entitled An act relating to Metropolitan Dade County; providing for the relief of Michelle Ponce, a minor; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of Metropolitan Dade County; providing an effective date.

—was read the third time by title.

On motion by Senator Meadows, **SB 6** was passed and certified to the House. The vote on passage was:

Yeas—33

Madam President	Diaz-Balart	Kirkpatrick	Ostalkiewicz
Bankhead	Dudley	Klein	Rossin
Bronson	Dyer	Kurth	Scott
Brown-Waite	Forman	Latvala	Silver
Burt	Gutman	Laurent	Sullivan
Campbell	Hargrett	Lee	Turner
Casas	Harris	McKay	
Clary	Holzendorf	Meadows	
Cowin	Horne	Myers	

Nays—None

Vote after roll call:

Yea—Childers, Crist, Geller, Grant, Williams

**SB 14**—A bill to be entitled An act relating to Broward County; providing for the relief of Tirini S. Riley, a minor, for injuries sustained arising out of an accident that occurred while she was a patient of the South Broward Hospital District, d/b/a Memorial Hospital; specifying use of the funds; providing an effective date.

—as amended March 11 was read the third time by title.

On motion by Senator Forman, **SB 14** as amended was passed and certified to the House. The vote on passage was:

Yeas—37

Madam President	Dudley	Kirkpatrick	Rossin
Bankhead	Dyer	Klein	Scott
Brown-Waite	Forman	Kurth	Silver
Burt	Geller	Latvala	Sullivan
Campbell	Gutman	Laurent	Thomas
Casas	Hargrett	Lee	Turner
Childers	Harris	McKay	Williams
Clary	Holzendorf	Meadows	
Cowin	Horne	Myers	
Diaz-Balart	Jones	Ostalkiewicz	

Nays—None

Vote after roll call:

Yea—Crist, Grant

**SB 18**—A bill to be entitled An act relating to the Department of Revenue; providing for the relief of Ray Construction of Okaloosa County, Ltd.; providing an appropriation to compensate Ray Construction of Okaloosa County, Ltd., for documentary stamp tax assessments paid to the Department of Revenue and for attorney's fees and court costs; providing an effective date.

—as amended March 11 was read the third time by title.

On motion by Senator Clary, **SB 18** as amended was passed and certified to the House. The vote on passage was:

Yeas—36

Madam President	Cowin	Holzendorf	Meadows
Bankhead	Crist	Horne	Myers
Bronson	Diaz-Balart	Jones	Ostalkiewicz
Brown-Waite	Dyer	Kirkpatrick	Rossin
Burt	Forman	Klein	Silver
Campbell	Geller	Kurth	Sullivan
Casas	Gutman	Laurent	Thomas
Childers	Hargrett	Lee	Turner
Clary	Harris	McKay	Williams

Nays—1

Latvala

Vote after roll call:

Yea—Grant, Scott

**SB 20**—A bill to be entitled An act relating to the Department of Management Services; providing for the relief of Dale R. Cowie; providing an appropriation to reimburse him for expenses incurred in the completion of a state contract; providing an effective date.

—as amended March 11 was read the third time by title.

On motion by Senator Clary, **SB 20** as amended was passed and certified to the House. The vote on passage was:

Yeas—40

Madam President	Crist	Holzendorf	Meadows
Bankhead	Diaz-Balart	Horne	Myers
Bronson	Dudley	Jones	Ostalkiewicz
Brown-Waite	Dyer	Kirkpatrick	Rossin
Burt	Forman	Klein	Scott
Campbell	Geller	Kurth	Silver
Casas	Grant	Latvala	Sullivan
Childers	Gutman	Laurent	Thomas
Clary	Hargrett	Lee	Turner
Cowin	Harris	McKay	Williams

Nays—None

**SB 22**—A bill to be entitled An act providing for the relief of Triesa Wells; providing for an appropriation to compensate Triesa Wells for injuries sustained as a result of the negligence of an employee of the City of Pembroke Pines; providing an effective date.

—was read the third time by title.

On motion by Senator Campbell, **SB 22** was passed and certified to the House. The vote on passage was:

Yeas—39

Madam President	Crist	Holzendorf	Meadows
Bankhead	Diaz-Balart	Horne	Myers
Bronson	Dudley	Jones	Ostalkiewicz
Brown-Waite	Dyer	Kirkpatrick	Rossin
Burt	Forman	Klein	Silver
Campbell	Geller	Kurth	Sullivan
Casas	Grant	Latvala	Thomas
Childers	Gutman	Laurent	Turner
Clary	Hargrett	Lee	Williams
Cowin	Harris	McKay	

Nays—None

Vote after roll call:

Yea—Scott

**SB 34**—A bill to be entitled An act relating to Metropolitan Dade County; providing for the relief of Bruce Wiggins as Personal Representative of the Estate of Helen Wiggins, deceased, for the benefit of Bruce Wiggins, Alisha Wiggins, a minor, and Jake Wiggins, a minor; providing for an appropriation to compensate them for the death of Helen Wiggins as a result of the negligence of Metropolitan Dade County; providing for structured payments; providing for direct payments to lienholders; providing for payment of Medicaid liens prior to disbursement of the warrant; providing an effective date.

—as amended March 11 was read the third time by title.

On motion by Senator Casas, **SB 34** as amended was passed and certified to the House. The vote on passage was:



Yeas—38

Madam President	Crist	Holzendorf	Meadows
Bankhead	Diaz-Balart	Horne	Myers
Bronson	Dudley	Jones	Ostalkiewicz
Brown-Waite	Dyer	Kirkpatrick	Rossin
Burt	Forman	Klein	Silver
Campbell	Geller	Kurth	Sullivan
Casas	Grant	Latvala	Thomas
Childers	Gutman	Laurent	Turner
Clary	Hargrett	Lee	
Cowin	Harris	McKay	

Nays—None

Vote after roll call:

Yea—Scott

Yea to Nay—Ostalkiewicz

**SB 40**—A bill to be entitled An act relating to the North Broward Hospital District, Broward County; providing for the relief of Bruce Silverman and Janie Silverman, personal representatives of the estate of Alexandra Silverman; providing an effective date.

—was read the third time by title.

On motion by Senator Campbell, **SB 40** was passed and certified to the House. The vote on passage was:

Yeas—39

Madam President	Crist	Holzendorf	Meadows
Bankhead	Diaz-Balart	Horne	Myers
Bronson	Dudley	Jones	Ostalkiewicz
Brown-Waite	Dyer	Kirkpatrick	Rossin
Burt	Forman	Klein	Silver
Campbell	Geller	Kurth	Sullivan
Casas	Grant	Latvala	Thomas
Childers	Gutman	Laurent	Turner
Clary	Hargrett	Lee	Williams
Cowin	Harris	McKay	

Nays—None

Vote after roll call:

Yea—Scott

**SB 56**—A bill to be entitled An act relating to Palm Beach County; providing for the relief of Julie McGinnes; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of Palm Beach County; providing an effective date.

—was read the third time by title.

On motion by Senator Klein, **SB 56** was passed and certified to the House. The vote on passage was:

Yeas—39

Madam President	Crist	Holzendorf	Meadows
Bankhead	Diaz-Balart	Horne	Myers
Bronson	Dudley	Jones	Ostalkiewicz
Brown-Waite	Dyer	Kirkpatrick	Rossin
Burt	Forman	Klein	Silver
Campbell	Geller	Kurth	Sullivan
Casas	Grant	Latvala	Thomas
Childers	Gutman	Laurent	Turner
Clary	Hargrett	Lee	Williams
Cowin	Harris	McKay	

Nays—None

Vote after roll call:

Yea—Scott

**SB 66**—A bill to be entitled An act for the relief of Penny Tilley, as widow of Jack W. Tilley and beneficiary of his estate; providing an appropriation for the purpose of paying Penny Tilley the retirement benefits to which she would have been entitled as surviving spouse of Jack W. Tilley had Jack W. Tilley survived to the date on which he would have vested in the Florida System; providing a contingent effective date.

—as amended March 11 was read the third time by title.

On motion by Senator Williams, **SB 66** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Madam President	Crist	Holzendorf	Meadows
Bankhead	Diaz-Balart	Horne	Myers
Bronson	Dudley	Jones	Rossin
Brown-Waite	Dyer	Kirkpatrick	Silver
Burt	Forman	Klein	Sullivan
Campbell	Geller	Kurth	Thomas
Casas	Grant	Latvala	Turner
Childers	Gutman	Laurent	Williams
Clary	Hargrett	Lee	
Cowin	Harris	McKay	

Nays—1

Ostalkiewicz

Vote after roll call:

Yea—Scott

**SB 60**—A bill to be entitled An act relating to Dade County; providing for the relief of Jeanette Alonso, a minor, for injuries sustained as a result of the conduct of the Public Health Trust of Dade County, d.b.a. Jackson Memorial Hospital; providing for payment by the Public Health Trust of Dade County, d.b.a. Jackson Memorial Hospital; specifying use of the funds; providing an effective date.

—as amended March 11 was read the third time by title.

On motion by Senator Gutman, **SB 60** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Madam President	Crist	Holzendorf	Meadows
Bankhead	Diaz-Balart	Horne	Myers
Bronson	Dudley	Jones	Ostalkiewicz
Brown-Waite	Dyer	Kirkpatrick	Rossin
Burt	Forman	Klein	Silver
Campbell	Geller	Kurth	Sullivan
Casas	Grant	Latvala	Thomas
Childers	Gutman	Laurent	Turner
Clary	Hargrett	Lee	Williams
Cowin	Harris	McKay	

Nays—None

Vote after roll call:

Yea—Scott

**SPECIAL ORDER CALENDAR**

Consideration of **CS for SB 486** was deferred.

On motion by Senator Diaz-Balart—

**SB 768**—A bill to be entitled An act relating to sureties; amending s. 648.442, F.S.; authorizing the Department of Insurance to establish a

form for an affidavit and statement required under s. 903.14, F.S., relating to the amount and source of any security or consideration for a surety bond; prescribing a statement to be included on indemnity agreements; providing an effective date.

—was read the second time by title.

Senator Diaz-Balart moved the following amendment which was adopted:

**Amendment 1**—In title, on page 1, line 2, before the semicolon (;) insert: , (RAB)

Pursuant to Rule 4.19, **SB 768** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

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On motion by Senator Bronson—

**SB 734**—A bill to be entitled An act relating to petroleum fuel measuring devices; amending s. 525.07, F.S.; providing for the repair and adjustment of such devices by meter mechanics; providing for notification of the Department of Agriculture and Consumer Services; providing an effective date.

—was read the second time by title.

Senator Bronson moved the following amendment which was adopted:

**Amendment 1**—In title, on page 1, line 3, after “devices” insert: (RAB)

Pursuant to Rule 4.19, **SB 734** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

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On motion by Senator Diaz-Balart—

**SB 770**—A bill to be entitled An act relating to firefighter and forestry firefighter training and certification programs; amending s. 633.35, F.S.; providing for the issuance of a special certificate for administrative and command heads; providing guidelines for certain reexaminations; providing an effective date.

—was read the second time by title.

Senator Diaz-Balart moved the following amendment which was adopted:

**Amendment 1**—In title, on page 1, line 4, before the first semicolon (;) insert: (RAB)

Pursuant to Rule 4.19, **SB 770** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

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On motion by Senator Lee—

**CS for SB 1052**—A bill to be entitled An act relating to rulemaking authority of the Florida Public Service Commission (RAB); authorizing the Florida Public Service Commission to adopt rules relating to purchasing, to ensuring adequate ownership or continued use of real property upon which water and wastewater treatment facilities are located, and to notification when a water and wastewater utility changes its name; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1052** was placed on the calendar of Bills on Third Reading.

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Consideration of **CS for SB 1054** was deferred.

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On motion by Senator Clary—

**CS for SB 1164**—A bill to be entitled An act relating to rulemaking authority with respect to professional regulation (RAB); amending s. 475.17, F.S.; authorizing the Florida Real Estate Commission to adopt rules requiring written evidence to establish good character; amending s. 475.25, F.S.; authorizing the Florida Real Estate Commission to adopt rules concerning the advertising of property or services and extending certain time limits for licensees on probation; amending s. 489.115, F.S.; providing for the adoption of rules relating to continuing education requirements by the Construction Industry Licensing Board; amending s. 489.1195, F.S.; authorizing the Construction Industry Licensing Board to adopt rules defining the qualifications for financially responsible officers; amending s. 492.105, F.S.; authorizing the Board of Professional Geologists to determine acceptable geology education; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1164** was placed on the calendar of Bills on Third Reading.

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On motion by Senator Dudley—

**CS for SB 1054**—A bill to be entitled An act relating to rulemaking authority of the Department of Business and Professional Regulation (RAB); amending s. 718.104, F.S.; requiring notification; amending s. 718.112, F.S.; providing requirements relating to association meetings; amending s. 718.117, F.S.; requiring notification; amending s. 718.301, F.S.; providing rulemaking authority for requirements relating to the transition of a condominium; amending s. 718.403, F.S.; requiring filing of recording information; amending s. 718.502, F.S.; providing certain requirements prior to the closure on any contract for sale or lease of over 5 years; providing rulemaking authority for requirements relating to filing and review programs and timetables; amending s. 718.503, F.S.; providing requirements relating to the closure of a transaction for the purchase of a condominium unit; creating s. 718.621, F.S.; providing rulemaking authority for requirements relating to condominium conversion; providing an effective date.

—was read the second time by title.

Senator Dudley moved the following amendments which were adopted:

**Amendment 1**—On page 4, lines 6 and 7, delete those lines and insert: *committee may submit in writing his or her agreement or disagreement with any action taken at a meeting that the member did not attend. This agreement or disagreement may not be used as a vote for or against the action taken and*

**Amendment 2**—On page 10, lines 20-25, delete those lines and insert: *the documents to the buyer as evidenced by a signed receipt for documents unless the buyer is informed in the 15-day voidability period and agrees to close prior to the expiration of the 15 days. The developer shall retain in his or her records a separate agreement signed by the buyer as proof of the buyer's agreement to close prior to the expiration of said voidability period. Said proof shall be retained for a period of 5 years after the date of the closing of the transaction. The*

Pursuant to Rule 4.19, **CS for SB 1054** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

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On motion by Senator Thomas—

**SB 288**—A bill to be entitled An act relating to rural hospitals; amending ss. 395.602 and 408.07, F.S.; revising the definition of “rural hospital” to increase the allowable number of licensed beds; amending s. 409.9116, F.S.; providing that rural hospitals designated after July 1, 1998, may not be included in the rural hospital disproportionate share of financial assistance programs unless additional appropriations are provided; providing an effective date.

—was read the second time by title.

The Committee on Health Care recommended the following amendments which were moved by Senator Thomas and adopted:

**Amendment 1 (with title amendment)**—On page 2, between lines 22 and 23, insert:

Section 3. Paragraph (d) of subsection (3) of section 408.36, Florida Statutes, is amended to read:

408.036 Projects subject to review.—

(3) EXEMPTIONS.—Upon request, supported by such documentation as the agency requires, the agency shall grant an exemption from the provisions of subsection (1):

(d) For hospice services or home health services provided by a rural hospital, as defined in s. 395.602, or for swing beds in such rural hospital in a number that does not exceed one-half of its licensed beds.

A request for exemption under this subsection may be made at any time and is not subject to the batching requirements of this section.

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 5, after the semicolon (;) insert: amending s. 408.036, F.S.; exempting home health services provided by a rural hospital from certificate-of-need review by the Agency for Health Care Administration;

**Amendment 2 (with title amendment)**—On page 3, lines 14-18, delete those lines and insert:

(7) *This section only applies to hospitals that were defined as statutory rural hospitals, or their successor-in-interest hospital, prior to July 1, 1998. Any additional hospital that is defined as a statutory rural hospital, or its successor-in-interest hospital, on or after July 1, 1998, is not eligible for programs under this section unless additional funds are appropriated each fiscal year specifically to the rural hospital disproportionate share and financial assistance programs in an amount necessary to prevent any hospital, or its successor-in-interest hospital, eligible for the programs prior to July 1, 1998, from incurring a reduction in payments because of the eligibility of an additional hospital to participate in the programs.*

And the title is amended as follows:

On page 1, lines 7-10, delete those lines and insert: designated on or after July 1, 1998, may not be included in the rural hospital disproportionate share or financial assistance programs unless additional appropriations are provided to prevent any reduction in payments to hospitals that are otherwise eligible for assistance;

Pursuant to Rule 4.19, **SB 288** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Lee, by two-thirds vote **CS for HB 1739** was withdrawn from the Committee on Community Affairs.

On motion by Senator Lee, by two-thirds vote—

**CS for HB 1739**—A bill to be entitled An act relating to poison control; amending s. 395.1027, F.S., and creating s. 401.268, F.S.; requiring each basic and advanced life support service and air ambulance service to develop and implement a prehospital emergency dispatch protocol with the appropriate regional poison control center; providing that the regional poison control centers shall assume responsibility and liability for calls transferred in accordance with the protocol; providing an effective date.

—a companion measure, was substituted for **CS for SB 302** and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **CS for HB 1739** was placed on the calendar of Bills on Third Reading.

On motion by Senator Klein, the rules were waived and the Senate reverted to—

**CONSIDERATION OF BILLS ON THIRD READING**

The Senate resumed consideration of—

**SB 70**—A bill to be entitled An act relating to Alachua County; providing for the relief of Matthew White; providing for an appropriation to compensate him for injuries and damages sustained as a result of the negligence of the Alachua County Sheriff's Department; providing an effective date.

—which was previously considered this day.

Senators Williams and Klein offered the following amendment which was moved by Senator Williams and adopted by two-thirds vote:

**Amendment 2**—On page 4, line 22, delete "\$401,116.19" and insert: \$275,000

On motion by Senator Klein, **SB 70** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

Madam President	Cowin	Jones	Myers
Bankhead	Crist	Kirkpatrick	Rossin
Bronson	Diaz-Balart	Klein	Scott
Brown-Waite	Forman	Kurth	Silver
Burt	Geller	Latvala	Thomas
Campbell	Grant	Laurent	Turner
Casas	Gutman	Lee	Williams
Childers	Holzendorf	McKay	
Clary	Horne	Meadows	

Nays—3

Dudley	Hargrett	Ostalkiewicz
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Vote after roll call:

Yea—Dyer

Nay—Harris

**SPECIAL ORDER CALENDAR, continued**

On motion by Senator Silver—

**CS for SB 486**—A bill to be entitled An act relating to the Department of Law Enforcement; amending s. 20.201, F.S.; providing additional authority for the executive director of the department with respect to the organization of the department; providing for the department to be reorganized into specified programs; deleting the division structure of the department; amending s. 943.01, F.S.; revising the title of ch. 943, F.S.; amending s. 943.03, F.S., relating to department employees; conforming provisions to changes made by the act; deleting obsolete provisions; requiring the department to develop and maintain an information system; amending s. 943.04, F.S.; redesignating the Division of Criminal Investigation within the department as the Criminal Justice Investigations and Forensic Science Program; providing for supervision of the program; providing additional duties of the department with respect to the operation of the program; amending s. 943.05, F.S.; redesignating the Division of Criminal Justice Information Systems within the department as the Criminal Justice Information Program; providing for supervision of the program; amending s. 943.051, F.S., relating to criminal justice information; conforming provisions to changes made by the act; authorizing the department to enter into contracts; providing that disclosure of confidential information pursuant to such a contract does not waive any requirements of confidentiality; amending s. 943.0515, F.S., relating to criminal history records of minors; conforming provisions to changes made by the act; amending s. 943.052, F.S.; deleting a requirement that certain agencies inform the department of persons incarcerated or released from jail; amending ss. 943.0525, 943.053, 943.055, 943.056, 943.057, 943.08, F.S., relating to criminal justice information, criminal history records, and the Criminal and Juvenile Justice Information Systems Council; conforming provisions to changes made by the

act; amending s. 943.09, F.S.; redesignating the Division of Criminal Justice Standards and Training within the department as the Criminal Justice Professionalism Program; providing for supervision of the program; amending ss. 943.10, 943.133, 943.17, 943.173, 943.25, F.S., relating to definitions, employment qualifications, training programs, examinations, and the Criminal Justice Standards and Training Trust Fund; conforming provisions to changes made by the act; amending s. 943.35, F.S.; deleting the eligibility for state funding for a criminal analysis laboratory; amending s. 938.07, F.S., relating to a fine imposed for driving under the influence; conforming provisions to changes made by the act; repealing ss. 943.26, 943.381, F.S., relating to the Division of Local Law Enforcement Assistance and the Division of Staff Services within the department; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 486** was placed on the calendar of Bills on Third Reading.

On motion by Senator Brown-Waite—

**CS for SB 162**—A bill to be entitled An act relating to the Statewide Provider and Subscriber Assistance Program; amending s. 408.7056, F.S.; providing definitions; revising criteria and procedures for review of grievances against a managed care entity by the statewide provider and subscriber assistance panel; providing for initial review by the Agency for Health Care Administration; providing time requirements for panel hearings and recommendations, and final orders of the agency or the Department of Insurance; providing for notice; providing requirements for expedited or emergency hearings; providing an exemption from the Administrative Procedures Act; providing for requests for patient records; authorizing an administrative fine for failure to timely provide records; providing for furnishing of evidence in opposition to panel recommendations; providing for adoption of panel recommendations in final orders of the agency or department; authorizing imposition of fines and sanctions; requiring certain notice to subscribers and providers of their right to file grievances; providing for summary hearings; providing for administrative procedures; providing for attorney's fees and costs; amending s. 641.511, F.S.; eliminating annual grievance report filing; correcting a cross-reference; providing an appropriation; providing an effective date.

—was read the second time by title.

An amendment was considered and adopted to conform **CS for SB 162** to **CS for HB 1005**.

Pending further consideration of **CS for SB 162** as amended, on motion by Senator Brown-Waite, by two-thirds vote **CS for HB 1005** was withdrawn from the Committees on Health Care; and Ways and Means.

On motion by Senator Brown-Waite, by two-thirds vote—

**CS for HB 1005**—A bill to be entitled An act relating to the Statewide Provider and Subscriber Assistance Program; amending s. 408.7056, F.S.; providing definitions; revising criteria and procedures for review of grievances against a managed care entity by the statewide provider and subscriber assistance panel; providing for initial review by the Agency for Health Care Administration; providing time requirements for panel hearings and recommendations, and final orders of the agency or the Department of Insurance; providing for notice; providing requirements for expedited or emergency hearings; providing an exemption from the Administrative Procedures Act; providing for requests for patient records; authorizing an administrative fine for failure to timely provide records; providing for furnishing of evidence in opposition to panel recommendations; providing for adoption of panel recommendations in final orders of the agency or department; authorizing imposition of fines and sanctions; specifying conditions for rejection of panel recommendations; requiring certain notice to subscribers and providers of their right to file grievances; creating s. 408.7057, F.S.; providing for appeals; providing for attorney's fees and costs; amending s. 641.511, F.S.; correcting a cross reference; providing an appropriation; providing an effective date.

—a companion measure, was substituted for **CS for SB 162** as amended and by two-thirds vote read the second time by title.

Senator Brown-Waite moved the following amendment which was adopted:

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

Section 1. Section 408.7056, Florida Statutes, is amended to read:

408.7056 Statewide Provider and Subscriber Assistance Program.—

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

(a) *"Managed care entity" means a health maintenance organization or a prepaid health clinic certified under chapter 641, a prepaid health plan authorized under s. 409.912, or an exclusive provider organization certified under s. 627.6472.*

(b) *"Panel" means a statewide provider and subscriber assistance panel selected as provided in subsection (11).*

(2)(4) ~~The agency for Health Care Administration shall adopt and implement a program to provide assistance to subscribers and providers, including those whose grievances are not resolved by the managed care entity accountable health partnership, health maintenance organization, prepaid health clinic, prepaid health plan authorized pursuant to s. 409.912, or exclusive provider organization to the satisfaction of the subscriber or provider. The program shall consist of one or more panels that meet as often as necessary to timely review, consider, and hear grievances and recommend to the agency or the department any actions that should be taken concerning individual cases heard by the panel. The panel shall hear every grievance filed by subscribers and providers on behalf of subscribers, unless the grievance not consider grievances which:~~

(a) ~~Relates to a managed care entity's~~ ~~Relate to an accountable health partnership's, health maintenance organization's, prepaid health clinic's, prepaid health plan's, or exclusive provider organization's~~ refusal to accept a provider into its network of providers;

(b) ~~Is Are~~ a part of a reconsideration appeal through the Medicare appeals process *which does not involve a quality of care issue;*

(c) ~~Is Are~~ related to a health plan not regulated by the state such as an administrative services organization, third-party administrator, or federal employee health benefit program;

(d) ~~Is Are~~ related to appeals by in-plan suppliers and providers, unless related to quality of care provided by the plan; ~~or~~

(e) ~~Is Are~~ part of a Medicaid fair hearing pursued ~~under pursuant to~~ 42 C.F.R. ss. 431.220 et seq.

(f) *Is the basis for an action pending in state or federal court;*

(g) *Is related to an appeal by nonparticipating providers, unless related to the quality of care provided to a subscriber by the managed care entity and the provider is involved in the care provided to the subscriber;*

(h) *Was filed before the subscriber or provider completed the entire internal grievance procedure of the managed care entity, the managed care entity has complied with its timeframes for completing the internal grievance procedure, and the circumstances described in subsection (6) do not apply;*

(i) *Has been resolved to the satisfaction of the subscriber or provider who filed the grievance, unless the managed care entity's initial action is egregious or may be indicative of a pattern of inappropriate behavior;*

(j) *Is limited to seeking damages for pain and suffering, lost wages, or other incidental expenses;*

(k) *Is limited to issues involving conduct of a health care provider or facility, staff member, or employee of a managed care entity which constitute grounds for disciplinary action by the appropriate professional licensing board and is not indicative of a pattern of inappropriate behavior, and the agency or department has reported these grievances to the appropriate professional licensing board or to the health facility regulation section of the agency for possible investigation; or*

(l) *Is withdrawn by the subscriber or provider. Failure of the subscriber or the provider to attend the hearing shall be considered a withdrawal of the grievance.*

(3) The agency shall review all grievances within 60 days after receipt and make a determination whether the grievance shall be heard. Once the agency notifies the panel, the subscriber or provider, and the managed care entity that a grievance will be heard by the panel, the panel shall hear the grievance either in the network area or by teleconference no later than 120 days after the date the grievance was filed. The agency shall notify the parties, in writing, by facsimile transmission, or by phone, of the time and place of the hearing. The panel may take testimony under oath, request certified copies of documents, and take similar actions to collect information and documentation that will assist the panel in making findings of fact and a recommendation. The panel shall issue a written recommendation, supported by findings of fact, to the provider or subscriber, to the managed care entity, and to the agency or the department no later than 15 working days after hearing the grievance. If at the hearing the panel requests additional documentation or additional records, the time for issuing a recommendation is tolled until the information or documentation requested has been provided to the panel. The proceedings of the panel are not subject to chapter 120.

(4) If, upon receiving a proper patient authorization along with a properly filed grievance, the agency requests medical records from a health care provider or managed care entity, the health care provider or managed care entity that has custody of the records has 10 days to provide the records to the agency. Failure to provide requested medical records may result in the imposition of a fine of up to \$500. Each day that records are not produced is considered a separate violation.

(5) Grievances that the agency determines pose an immediate and serious threat to a subscriber's health must be given priority over other grievances. The panel may meet at the call of the chair to hear the grievances as quickly as possible but no later than 45 days after the date the grievance is filed, unless the panel receives a waiver of the time requirement from the subscriber. The panel shall issue a written recommendation, supported by findings of fact, to the department or the agency within 10 days after hearing the expedited grievance.

(6) When the agency determines that the life of a subscriber is in imminent and emergent jeopardy, the chair of the panel may convene an emergency hearing, within 24 hours after notification to the managed care entity and to the subscriber, to hear the grievance. The grievance must be heard notwithstanding that the subscriber has not completed the internal grievance procedure of the managed care entity. The panel shall, upon hearing the grievance, issue a written emergency recommendation, supported by findings of fact, to the managed care entity, to the subscriber, and to the agency or the department for the purpose of deferring the imminent and emergent jeopardy to the subscriber's life. Within 24 hours after receipt of the panel's emergency recommendation, the agency or department may issue an emergency order to the managed care entity. An emergency order remains in force until:

- (a) The grievance has been resolved by the managed care entity;
- (b) Medical intervention is no longer necessary; or
- (c) The panel has conducted a full hearing under subsection (3) and issued a recommendation to the agency or the department, and the agency or department has issued a final order.

(7) After hearing a grievance, the panel shall make a recommendation to the agency or the department which may include specific actions the managed care entity must take to comply with state laws or rules regulating managed care entities.

(8) A managed care entity, subscriber, or provider that is affected by a panel recommendation may within 10 days after receipt of the panel's recommendation, or 72 hours after receipt of a recommendation in an expedited grievance, furnish to the agency or department written evidence in opposition to the recommendation or findings of fact of the panel.

(9) No later than 30 days after the issuance of the panel's recommendation and, for an expedited grievance, no later than 10 days after the issuance of the panel's recommendation, the agency or the department may adopt the panel's recommendation or findings of fact in a proposed order or an emergency order, as provided in chapter 120, which it shall issue to the managed care entity. The agency or department may issue a proposed order or an emergency order, as provided in chapter 120, imposing fines or sanctions, including those contained in ss. 641.25 and 641.52. The agency or the department may reject all or part of the panel's recom-

mendation. All fines collected under this subsection must be deposited into the Health Care Trust Fund.

(10) In determining any fine or sanction to be imposed, the agency and the department may consider the following factors:

- (a) The severity of the noncompliance, including the probability that death or serious harm to the health or safety of the subscriber will result or has resulted, the severity of the actual or potential harm, and the extent to which provisions of chapter 641 were violated.
- (b) Actions taken by the managed care entity to resolve or remedy any quality-of-care grievance.
- (c) Any previous incidents of noncompliance by the managed care entity.
- (d) Any other relevant factors the agency or department considers appropriate in a particular grievance.

~~(2) The program shall include the following:~~

~~(a) A review panel which may periodically review, consider, and recommend to the agency any actions the agency or the Department of Insurance should take concerning individual cases heard by the panel, as well as the types of grievances which have not been satisfactorily resolved after subscribers or providers have followed the full grievance procedures of the accountable health partnership, health maintenance organization, prepaid health clinic, prepaid health plan, or exclusive provider organization. The proceedings of the grievance panel shall not be subject to the provisions of chapter 120.~~

(11) The review panel shall consist of members employed by the agency and members employed by the department of Insurance, chosen by their respective agencies. The agency may contract with a medical director and a primary care physician who shall provide additional technical expertise to the review panel. The medical director shall be selected from a health maintenance organization with a current certificate of authority to operate in Florida.

~~(b) A plan to disseminate information concerning the program to the general public as widely as possible.~~

~~(12)(3) Every managed care entity accountable health partnership, health maintenance organization, prepaid health clinic, prepaid health plan authorized pursuant to s. 409.912, or exclusive provider organization shall submit a quarterly report to the agency and the department of Insurance listing the number and the nature of all subscribers' and providers' grievances which have not been resolved to the satisfaction of the subscriber or provider after the subscriber or provider follows the entire internal full grievance procedure of the managed care entity organization. The agency shall notify all subscribers and providers included in the quarterly reports of their right to file an unresolved grievance with the panel.~~

~~(4)(a) The Agency for Health Care Administration may impose an administrative fine, after a formal investigation has been conducted on the accountable health partnership's, health maintenance organization's, prepaid health clinic's, prepaid health plan's, or exclusive provider organization's failure to comply with quality of health services standards set forth in statute or rule. The Agency for Health Care Administration may initiate such an investigation based on the recommendations related to the quality of health services received from the Statewide Provider and Subscriber Assistance Panel pursuant to paragraph (2)(a). The fine shall not exceed \$2,500 per violation and in no event shall such fine exceed an aggregate amount of \$10,000 for noncompliance arising out of the same action.~~

~~(b) In determining the amount to be levied for noncompliance under paragraph (a), the following factors shall be considered:~~

~~1.—The severity of the noncompliance, including the probability that death or serious harm to the health or safety of the subscriber will result or has resulted, the severity of actual or potential harm and the extent to which provisions of this part were violated.~~

~~2.—Actions taken by the accountable health partnership, health maintenance organization, prepaid health clinic, prepaid health plan, or exclusive provider organization to resolve or remedy any quality-of-care grievance.~~

~~3. Any previous incidences of noncompliance by the accountable health partnership, health maintenance organization, prepaid health clinic, prepaid health plan, or exclusive provider organization.~~

~~(c) All amounts collected pursuant to this subsection shall be deposited into the Health Care Trust Fund.~~

(13)(5) Any information which would identify a subscriber or the spouse, relative, or guardian of a subscriber and which is contained in a report obtained by the Department of Insurance pursuant to this section is confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

(14) *A proposed order issued by the agency or department which only requires the managed care entity to take a specific action under subsection (7), is subject to a summary hearing in accordance with s. 120.574, unless all of the parties agree otherwise. If the managed care entity does not prevail at the hearing, the managed care entity must pay reasonable costs and attorney's fees of the agency or the department incurred in that proceeding.*

Section 2. Subsection (7) of section 641.511, Florida Statutes, is amended to read:

641.511 Subscriber grievance reporting and resolution requirements.—

(7) Each organization shall send to the agency a copy of its ~~annual~~ and quarterly grievance reports submitted to the Department of Insurance pursuant to s. 408.7056(12)(2).

Section 3. *There is appropriated to the Agency for Health Care Administration for fiscal year 1998-1999 a total of 6 full-time-equivalent positions and \$308,830 from the Health Care Trust Fund for 9 months' funding for the purpose of implementing this act.*

Section 4. This act shall take effect December 1, 1998.

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 Statewide Provider and Subscriber Assistance Program; amending s. 408.7056, F.S.; providing definitions; revising criteria and procedures for review of grievances against a managed care entity by the statewide provider and subscriber assistance panel; providing for initial review by the Agency for Health Care Administration; providing time requirements for panel hearings and recommendations, and final orders of the agency or the Department of Insurance; providing for notice; providing requirements for expedited or emergency hearings; providing an exemption from the Administrative Procedures Act; providing for requests for patient records; authorizing an administrative fine for failure to timely provide records; providing for furnishing of evidence in opposition to panel recommendations; providing for adoption of panel recommendations in final orders of the agency or department; authorizing imposition of fines and sanctions; requiring certain notice to subscribers and providers of their right to file grievances; providing for summary hearings; providing for administrative procedures; providing for attorney's fees and costs; amending s. 641.511, F.S.; eliminating annual grievance report filing; correcting a cross-reference; providing an appropriation; providing an effective date.

Pursuant to Rule 4.19, **CS for HB 1005** as amended was placed on the calendar of Bills on Third Reading.

On motion by Senator Rossin, by two-thirds vote **HB 1991** was withdrawn from the Committees on Children, Families and Seniors; and Ways and Means.

On motion by Senator Rossin, by two-thirds vote—

**HB 1991**—A bill to be entitled An act relating to the mental health of children and adolescents; creating s. 394.490, F.S.; providing a short title; creating s. 394.491, F.S.; establishing guiding principles for the child and adolescent mental health treatment and support system; creating s. 394.492, F.S.; providing definitions; creating s. 394.493, F.S.; defining target populations for child and adolescent mental health services; providing for fees based on a sliding scale according to the family's income; creating s. 394.494, F.S.; providing general performance outcomes for the child and adolescent mental health treatment and support

system; creating s. 394.495, F.S.; requiring that the Department of Children and Family Services establish the services to be provided to members of the target populations under the child and adolescent mental health treatment and support system; providing requirements for assessment services; requiring that the system include the local educational multiagency network for emotionally disturbed students; creating s. 394.496, F.S.; providing legislative intent with respect to service planning; providing requirements for services plans; creating s. 394.497, F.S.; specifying requirements for case management services; requiring the department to develop criteria to define the target populations who are assigned a case manager; establishing the Child and Adolescent Interagency System of Care Demonstration Models; specifying the goals and essential elements of the demonstration models; providing for the demonstration models to be governed by a multiagency consortium of state and county agencies; providing an exemption from certain budget and expenditure requirements; requiring that an oversight body be established to direct a demonstration model; requiring that a mechanism be developed for selecting the children and adolescents who are eligible to participate in a demonstration model; providing for pooled funding of the models; providing requirements for the care management entity that provides services for a demonstration model; requiring a mechanism for measuring compliance with the goals of the demonstration models; providing that in one demonstration model the consortium of purchasers may contract with a network of service providers using prospective payment mechanisms; requiring that a provider network be identified for each demonstration model; providing requirements for maintaining confidentiality of records; providing application requirements for designation as a demonstration model; requiring annual reports; providing for interagency collaboration; providing for independent evaluation of each demonstration model; requiring a report to the Legislature; requiring state agencies that participate in the demonstration models to adopt rules; authorizing the Agency for Health Care Administration to obtain certain federal waivers; requiring each service district of the Department of Children and Family Services to develop an implementation plan for an information and referral network; repealing ss. 394.50, 394.56, 394.57, 394.58, 394.59, 394.60, 394.61, 394.62, F.S., relating to children's residential and day treatment centers, voluntary and involuntary admission to such centers, and records, payment for care and treatment of patients, transfer of patients, discharge of voluntary patients, and age limits with regard to such centers; providing an effective date.

—a companion measure, was substituted for **CS for SB 236** and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **HB 1991** was placed on the calendar of Bills on Third Reading.

## MOTIONS

On motion by Senator Bankhead, the rules were waived and time of recess was extended until completion of motions and announcements.

On motion by Senator Bankhead, by two-thirds vote all bills remaining on the Special Order Calendar this day were established as the Special Order Calendar for Thursday, March 19.

## REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Wednesday, March 18, 1998: CS for SB 486, SB 768, SB 734, SB 770, CS for SB 1052, CS for SB 1054, CS for SB 1164, SB 288, CS for SB 302, CS for SB 162, CS for SB 236, CS for SB 250, SB 230, CS for SB 666, CS for SB 226, SB 238, SB 78, SJR 1234

Respectfully submitted,  
W. G. (Bill) Bankhead, Chairman

The Committee on Governmental Reform and Oversight recommends the following pass: SB 1130 with 1 amendment

**The bill was referred to the Committee on Banking and Insurance under the original reference.**

The Special Master on Claims recommends the following pass: SB 62 with 1 amendment

**The bill was referred to the Committee on Children, Families and Seniors under the original reference.**

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The Committee on Community Affairs recommends the following pass: SB 148, SB 884

**The bills were referred to the Committee on Commerce and Economic Opportunities under the original reference.**

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The Committee on Commerce and Economic Opportunities recommends the following pass: SB 712 with 1 amendment

The Committee on Education recommends the following pass: SB 1380

The Committee on Natural Resources recommends the following pass: SB 1458 with 1 amendment

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

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The Committee on Banking and Insurance recommends the following pass: SB 746, SB 1056 with 2 amendments

The Committee on Community Affairs recommends the following pass: SB 814, SB 1032, SB 1156 with 3 amendments, SB 1462

**The bills contained in the foregoing reports were referred to the Committee on Governmental Reform and Oversight under the original reference.**

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The Committee on Banking and Insurance recommends the following pass: SB 1070 with 6 amendments

**The bill was referred to the Committee on Judiciary under the original reference.**

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The Committee on Community Affairs recommends the following pass: SB 1368 with 1 amendment

**The bill was referred to the Committee on Natural Resources under the original reference.**

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The Committee on Agriculture recommends the following pass: SB 1134

**The bill was referred to the Committee on Regulated Industries under the original reference.**

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The Committee on Commerce and Economic Opportunities recommends the following pass: SJR 324 with 1 amendment

The Committee on Community Affairs recommends the following pass: SB 1526

**The bills contained in the foregoing reports were referred to the Committee on Rules and Calendar under the original reference.**

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The Committee on Children, Families and Seniors recommends the following pass: SB 756 with 1 amendment

The Committee on Commerce and Economic Opportunities recommends the following pass: SB 1262

The Committee on Community Affairs recommends the following pass: SB 670, CS for SB 812, SB 982, SB 1000 with 3 amendments, CS for SB 1202 with 1 amendment, CS for SB 1204

The Committee on Criminal Justice recommends the following pass: SB 780, SB 782 with 1 amendment

The Committee on Education recommends the following pass: SB 1748

The Committee on Governmental Reform and Oversight recommends the following pass: SB 142 with 1 amendment, SJR 1580 with 1 amendment

The Committee on Health Care recommends the following pass: SB 570

**The bills contained in the foregoing reports were referred to the Committee on Ways and Means under the original reference.**

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The Committee on Agriculture recommends the following pass: SB 1384

The Committee on Banking and Insurance recommends the following pass: SB 1316, SB 1350 with 2 amendments

The Committee on Children, Families and Seniors recommends the following pass: SB 842

The Committee on Community Affairs recommends the following pass: SB 1404 with 1 amendment, SB 1700

The Committee on Criminal Justice recommends the following pass: SB 950, SB 1292

The Committee on Executive Business, Ethics and Elections recommends the following pass: SB 354

The Committee on Governmental Reform and Oversight recommends the following pass: CS for SB 272

The Committee on Health Care recommends the following pass: SB 1348

The Committee on Natural Resources recommends the following pass: SB 1334 with 1 amendment, SB 1336, SB 1436 with 2 amendments, SB 1438 with 1 amendment

**The bills contained in the foregoing reports were placed on the calendar.**

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The Committee on Governmental Reform and Oversight recommends a committee substitute for the following: SB 1548

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

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The Committee on Criminal Justice recommends a committee substitute for the following: SB 1796

**The bill with committee substitute attached was referred to the Committee on Children, Families and Seniors under the original reference.**

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The Committee on Agriculture recommends a committee substitute for the following: SB 1460

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

The Committee on Agriculture recommends a committee substitute for the following: SB 1088

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1408

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

**The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Governmental Reform and Oversight under the original reference.**

The Committee on Agriculture recommends a committee substitute for the following: SB 926

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

The Committee on Criminal Justice recommends committee substitutes for the following: SB 356, SB 910

**The bills with committee substitutes attached were referred to the Committee on Judiciary under the original reference.**

The Committee on Governmental Reform and Oversight recommends a committee substitute for the following: SB 1146

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

The Committee on Agriculture recommends a committee substitute for the following: SB 840

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 818, SB 1372

The Committee on Children, Families and Seniors recommends committee substitutes for the following: SB 352, CS for SB 646

The Committee on Commerce and Economic Opportunities recommends a committee substitute for the following: SB 322

The Committee on Community Affairs recommends a committee substitute for the following: SB 266

The Committee on Criminal Justice recommends committee substitutes for the following: SB 504, SB 772

The Committee on Education recommends committee substitutes for the following: SB 180, SB 904

The Committee on Executive Business, Ethics and Elections recommends a committee substitute for the following: SB 1402

The Committee on Governmental Reform and Oversight recommends committee substitutes for the following: SB 822, SB 824, SB 1132, SB 1352, SB 1574

The Committee on Health Care recommends a committee substitute for the following: SB 714

The Committee on Natural Resources recommends committee substitutes for the following: SB 592, SB 986

**The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Ways and Means under the original reference.**

The Committee on Agriculture recommends a committee substitute for the following: SB 1294

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 382, SB 1342, SB 1346

The Committee on Commerce and Economic Opportunities recommends a committee substitute for the following: SB 466

The Committee on Community Affairs recommends a committee substitute for the following: SB 1702

The Committee on Criminal Justice recommends committee substitutes for the following: CS for SB 442, SB 508, SB 562

The Committee on Governmental Reform and Oversight recommends committee substitutes for the following: SB 1332, SB 1470

The Committee on Transportation recommends a committee substitute for the following: SB 846

**The bills with committee substitutes attached contained in the foregoing reports were placed on the calendar.**

## INTRODUCTION AND REFERENCE OF BILLS

### FIRST READING

By Senator Cowin—

**SB 1898**—A bill to be entitled An act relating to volunteers; amending s. 112.3135, F.S.; providing an exemption from the nepotism law for persons providing volunteer emergency medical, firefighting, and police services; providing an effective date.

—was referred to the Committee on Governmental Reform and Oversight.

By Senator Cowin—

**SB 1900**—A bill to be entitled An act relating to sales taxes; creating s. 212.0805, F.S.; designating the second Saturday in August as Taxpayer Relief Day; providing that certain sales on that day be free of sales taxes; providing for rules; providing an effective date.

—was referred to the Committees on Ways and Means Subcommittee E (Finance and Tax); Ways and Means; and Commerce and Economic Opportunities.

By Senator Grant—

**SB 1902**—A bill to be entitled An act relating to workers' compensation; amending s. 440.13, F.S.; deleting a limitation on kinds of medical testimony admissible in proceedings before the judges of compensation claims; amending s. 440.134, F.S.; providing that the provisions relating to managed care arrangements do not divest the jurisdiction and authority of a Judge of Compensation Claims to enter orders regarding the reasonableness and medical necessity of medical care; amending s. 440.15, F.S.; prescribing rate for payment of impairment income benefits; decreasing the impairment rating from the compensable injury for payment of supplemental benefits; amending s. 440.192, F.S.; deleting a provision requiring employees to exhaust all managed care grievance procedures before filing a petition for benefits; amending s. 440.1925, F.S.; deleting a restriction on the kinds of medical opinions that are admissible in proceeding before a judge of compensation claims to resolve maximum medical improvement or impairment disputes; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Ways and Means.



By Senators Latvala, McKay, Williams, Brown-Waite, Myers, Sullivan, Lee, Grant, Childers, Bronson, Crist, Harris, Clary, Horne, Kirkpatrick, Burt and Thomas—

**SB 1904**—A bill to be entitled An act relating to polling places; amending s. 102.031, F.S.; revising provisions relating to the solicitation of voters near polling places; providing for the removal of certain persons from polling rooms and polling places and their vicinity; providing an effective date.

—was referred to the Committee on Executive Business, Ethics and Elections.

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By Senators Latvala, Bronson and Harris—

**SB 1906**—A bill to be entitled An act relating to the Beverage Law; amending s. 561.14, F.S.; allowing vendor-to-vendor sales; establishing limits; providing an exemption from the alcoholic beverage surcharge; requiring the maintenance of certain records; providing for administrative sanctions to be imposed for recordkeeping violations; creating s. 561.59, F.S.; providing for direct shipping of a limited amount of wine from out of state to certain residents of this state; requiring shippers to have an out-of-state shipper's license; providing prohibitions; providing a penalty; providing for administrative enforcement; amending ss. 561.54, 561.545, F.S.; providing that those sections are inapplicable to wine that is shipped under s. 561.59, F.S.; providing an effective date.

—was referred to the Committees on Regulated Industries; and Ways and Means.

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By Senator Dyer—

**SB 1908**—A bill to be entitled An act relating to district school board elections; providing for a referendum in certain counties with respect to the composition and manner of electing the school board; requiring affected school boards to provide an orderly transition to a school board so composed if approved by the electors; providing an effective date.

—was referred to the Committee on Education.

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By Senator Dyer—

**SB 1910**—A bill to be entitled An act relating to personnel of the school system; amending ss. 230.23 and 230.33, F.S., relating to powers and duties of district school boards and school superintendents; providing that salary schedules may be based upon certification by the National Board for Professional Teaching Standards; providing requirements for counting years of service; amending s. 231.173, F.S.; providing for certification and specialization coverage for out-of-state teachers certified by the National Board for Professional Teaching Standards; creating s. 231.176, F.S., relating to National Board for Professional Teaching Standards certification; providing for payment of certification fees and approved leave from funds appropriated to the Department of Education; providing eligibility requirements for receipt of funding; providing school district requirements; amending s. 231.24, F.S.; authorizing renewal of certificates through national certification; creating s. 231.315, F.S.; providing for the establishment of model peer assistance and review programs; providing minimum standards; providing for technical assistance and allocations; amending s. 231.600, F.S., relating to the School Community Professional Development Act; including additional professional development activities; requiring an assessment of expenditures for professional development; amending s. 236.0811, F.S.; providing requirements for educational training for support staff; providing for additional days of inservice training; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

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By Senator Dyer—

**SB 1912**—A bill to be entitled An act relating to personnel of the school system; amending s. 24.121, F.S.; providing for funding of the

Project Teach Tuition Reimbursement Program from the Educational Enhancement Trust Fund; creating s. 231.63, F.S.; creating the Project Teach Tuition Reimbursement Program; providing eligibility requirements; providing for funding and distribution of funds; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

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By Senator Dyer—

**SB 1914**—A bill to be entitled An act relating to affordable residential accommodations establishments; creating ss. 510.011, 510.013, 510.021, 510.032, 510.033, 510.034, 510.036, 510.037, 510.038, 510.041, 510.042, 510.101, 510.105, 510.111, 510.121, 510.122, 510.123, 510.131, 510.132, 510.133, 510.134, 510.136, 510.138, 510.141, 510.142, 510.143, 510.151, 510.161, 510.162, 510.191, 510.201, 510.211, 510.212, 510.215, 510.221, 510.241, 510.245, 510.247, 510.251, 510.261, 510.262, 510.265, 510.281, 510.282, 510.285, 510.401, 510.402, 510.403, 510.404, 510.405, 510.406, 510.407, 510.408, 510.409, 510.411, 510.412, 510.413, 510.414, 510.415, 510.416, and 510.417, F.S.; providing a short title; providing definitions; providing application; providing duties of the Department of Children and Family Services; providing for nondiscrimination; providing for form and service of notices; providing for a right of entry; specifying the relationship of resident and proprietor; specifying certain rights; providing for rules; providing for variances; providing penalties; providing for state preemption; providing for establishment of certain rules; providing for notice; requiring maintenance of a register; specifying an obligation of good faith; providing for disclosure; providing for rent; providing for duration of tenancies; providing for rental rates; providing for posting and advertising of rates; providing penalties; providing for access by residents; specifying a proprietor's obligation to maintain premises; providing for liability for property of residents; specifying a resident's obligation to maintain a dwelling unit; providing for proprietor's access to a dwelling unit; providing for casualty damage; providing a right of action for damages; specifying conduct on certain premises; providing for refusal of service; providing for proprietor's rights relating to disorderly conduct on premises; providing for detention and arrest; providing certain immunity from liability; prohibiting obtaining lodging fraudulently; providing a penalty; providing for rules of evidence in prosecutions; providing for rights of a proprietor relating to theft of property; providing for detention and arrest; providing penalties; providing a penalty for employee theft; providing for disposition of unclaimed property; providing for telephone surcharges under certain circumstances; providing for firesafety; specifying safety regulations; authorizing the department to adopt rules for certain buildings; providing for inspection; specifying sanitary regulations; requiring a permit to operate; providing penalties under certain circumstances; specifying allocation of proceeds; specifying permit as prerequisite for certain local permits; providing for issuance of permits; providing for permit fees; providing for revocation of permits; providing for fines; providing procedures; specifying certain prohibited acts; providing for application; providing for complaints by aggrieved parties; providing for prosecution for certain violations; providing duties of the State Attorney; providing penalties; providing for enforcement; providing for issuing citations; requiring certain persons to assist the department in enforcement; providing a proprietor's right to lockout and interruption of utilities under certain circumstances; providing for a proprietor's right to recover premises; providing for a writ of distress; providing for venue and jurisdiction; providing for certain complaints; providing requirements; providing for a prejudgment writ of distress; providing levy under a writ of distress; specifying the form of such writ; providing for inventory under such writ; providing exemptions from such writ; providing for third party claims under such writ; providing for judgment for the plaintiff under certain circumstances; providing for judgment for the defendant under certain circumstances; providing for sale of certain property under certain circumstances; providing an effective date.

—was referred to the Committees on Community Affairs; Children, Families and Seniors; and Ways and Means.

By Senator Clary—

**SB 1916**—A bill to be entitled An act relating to the Department of Management Services; declaring legislative intent with respect to the department's duties; providing an effective date.

—was referred to the Committee on Governmental Reform and Oversight.

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By Senator Clary—

**SB 1918**—A bill to be entitled An act expressing legislative intent to revise the laws relating to natural resources.

—was referred to the Committee on Natural Resources.

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**SR 1920**—Not referenced.

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By Senator Bronson—

**SB 1922**—A bill to be entitled An act relating to fairs, festivals, agriculture centers, and pavilions; creating the Council on Agricultural Fairs and Facilities within the Department of Agriculture and Consumer Services; providing membership; providing responsibilities; providing per diem and expenses; authorizing the council to establish criteria and develop rules; providing for public input; providing criteria to be used in its evaluation of projects; providing that the Department of State shall evaluate festivals; providing an effective date.

—was referred to the Committees on Agriculture; and Governmental Reform and Oversight.

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By Senator Bronson—

**SB 1924**—A bill to be entitled An act relating to aquaculture; amending s. 253.72, F.S.; establishing wild harvest setbacks from shellfish leases; amending s. 370.06, F.S.; authorizing issuance of additional special activity licenses; authorizing permit consolidation procedures; providing activity license terms; amending s. 370.081, F.S.; revising provisions relating to the importation of nonindigenous marine plants and animals; amending s. 370.10, F.S.; authorizing the harvesting or possession of saltwater species for experimental, scientific, education, and exhibition purposes; amending s. 370.16, F.S.; establishing wild harvest setbacks from shellfish leases; amending s. 370.26, F.S.; defining the term "marine aquaculture facility" and revising definition of the term "marine aquaculture product"; authorizing delegation of regulatory authority for certain aquaculture facilities; amending s. 373.046, F.S.; clarifying jurisdiction over aquaculture activities; amending s. 403.814, F.S.; clarifying provisions relating to aquaculture general permits; amending s. 597.005, F.S.; providing for a list of prioritized research needs; providing an effective date.

—was referred to the Committees on Agriculture; Natural Resources; and Ways and Means.

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By Senator Holzendorf—

**SB 1926**—A bill to be entitled An act relating to insurance premium or income tax credits; creating s. 631.7051, F.S.; allowing certain insurers to offset certain assessments against premium or income tax or other liabilities to the state; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Ways and Means.

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By Senator Grant—

**SB 1928**—A bill to be entitled An act relating to postsecondary education; amending s. 228.041, F.S.; revising definitions relating to postsec-

ondary education fees; directing that changes in terminology be made in the Florida Statutes; amending s. 239.117, F.S.; authorizing certain fees; prohibiting community colleges and district school boards from charging fees not specifically authorized by statute; amending s. 240.209, F.S.; revising provisions relating to fees; amending s. 240.235, F.S.; revising provisions relating to fees and fee waivers; amending s. 240.35, F.S.; authorizing certain fees; prohibiting community colleges from charging fees not specifically authorized by statute; amending s. 240.551, F.S.; authorizing advance payment contracts to cover required local fees to a specified level; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

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By Senator Gutman—

**SB 1930**—A bill to be entitled An act relating to property, casualty, and surety insurance; amending s. 627.062, F.S.; providing standards for determining whether rates are excessive, inadequate, or unfairly discriminatory; amending s. 627.171, F.S.; increasing the percentage of excess rates an insurer may use for commercial insurance policies; setting standards for the use of excess rates; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Ways and Means.

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By Senator Dudley—

**SB 1932**—A bill to be entitled An act relating to mutual aid agreements; amending s. 23.1225, F.S.; redefining the term "mutual aid agreement" and defining the term "law enforcement agency" for purposes of laws relating to such agreements; providing an effective date.

—was referred to the Committees on Criminal Justice; and Governmental Reform and Oversight.

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By Senator Dudley—

**SB 1934**—A bill to be entitled An act relating to public lodging establishments; amending s. 509.32, F.S.; changing the date of submission of an annual report to the Governor by the Division of Hotels and Restaurants of the Department of Business Regulation; amending s. 509.191, F.S.; reducing the period of time in which certain unclaimed property left in a public lodging or public food service establishment must be held by the establishment; amending s. 509.201, F.S.; revising requirements for publishing advertisements relating to rates charged at specified public lodging establishments; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; and Ways and Means.

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By Senator Myers—

**SB 1936**—A bill to be entitled An act relating to public food service establishment regulation; transferring certain powers, duties, functions, and assets of the Department of Business and Professional Regulation with respect to regulating public food service establishments to the Department of Health; amending s. 20.165, F.S.; renaming the Division of Hotels and Restaurants; creating s. 381.0074, F.S.; providing for a mobile food dispensing registry; prescribing guidelines for temporary food service events; creating s. 381.00742, F.S.; prescribing rights of food service establishments; creating s. 381.00744, F.S.; providing for admission of, and ejection of, undesirable guests; providing rights and duties of operators and guests of establishments; creating s. 381.00746, F.S.; providing rules and guidelines with respect to theft of property; providing penalties; amending ss. 381.006, 381.0072, 381.0101, 399.01, 509.013, 159.27, 316.1955, 404.056, 500.12, 717.1355, 877.24, 509.032, 509.035, 509.072, 509.091, 509.092, 509.101, 509.141, 509.142, 509.151, 509.162, 509.191, 509.211, 509.2112, 509.215, 509.221, 509.241, 509.251, 509.261, 509.281, 509.291, 509.302, F.S., to conform to the changes made by the act; providing for the continued effect of rules; providing for the continuation of judicial and administrative proceed-

ings; amending s. 386.205, F.S.; prohibiting smoking in public food service establishments; transferring and renumbering s. 509.213, F.S., relating to emergency first aid; transferring and renumbering s. 509.214, F.S., relating to notification of automatic gratuity charge; transferring and renumbering s. 509.232, F.S., relating to school carnivals and fairs; transferring and renumbering s. 509.292, F.S., relating to misrepresenting food or food products; repealing s. 386.203(1)(p), F.S., which provides for the inclusion of specified restaurants in the definition of the term "public place"; repealing s. 509.036, F.S., relating to food service inspector standardization; repealing s. 509.039, F.S., relating to food service manager certification; repealing s. 509.049, F.S., relating to food service employee training; providing for appointment of a transition advisory committee; providing an effective date.

—was referred to the Committees on Health Care; Commerce and Economic Opportunities; Governmental Reform and Oversight; and Ways and Means.

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**SR 1938**—Not referenced.

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By Senator Myers—

**SB 1940**—A bill to be entitled An act relating to health care practitioners; requiring the Department of Health to develop guidelines for development of a standardized system for collecting and verifying core credentials of health care practitioners through certified credentials-verification entities; providing definitions; providing for a Credentials Verification Advisory Committee to the department; requiring applicants for licensure under ch. 458, ch. 459, ch. 460, or ch. 461, F.S., to collect and submit initial core-credentials data to a certified credentials-verification entity; authorizing certain health care entities to use a certified credentials-verification entity to obtain core-credentials data on health care practitioners applying for privileges with the entity; requiring the department to make core-credentials data it collects on any licensee available to a credentials-verification entity; requiring the department's procedures to meet national standards; providing that credentialing information furnished by the department must be used solely for credentialing and recredentialing; authorizing the department to charge a reasonable fee; providing that health care practitioners must have an opportunity to review the core-credentials data; requiring the secretary of the department to appoint a task force to develop procedures for site visits; prohibiting health care practitioners from collecting duplicate core-credentials data from individual health care practitioners or from originating sources; providing rulemaking authority to the department; providing an effective date.

—was referred to the Committees on Health Care; and Ways and Means.

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**SR 1942**—Not referenced.

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By Senator Thomas—

**SB 1944**—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; creating s. 535.08, F.S.; providing a prohibition against the administration of medications to thoroughbred horses prior to sale; providing an exception and certain requirements; providing for testing; providing penalties; amending s. 535.11, F.S., relating to prohibition against administration of drugs to horses; providing a definition; creating s. 585.147, F.S.; requiring a permit for transporting or hauling certain animals or animal products; requiring fees; providing vehicle and container requirements; amending s. 216.181, F.S., relating to approved budgets; exempting the Department of Agriculture and Consumer Services from certain restrictions on lump-sum salary bonuses; amending s. 500.09, F.S.; authorizing the department to perform certain laboratory services relating to food safety and establish fees therefor; amending s. 500.121, F.S.; adding new disciplinary procedures for food establishments operating without a permit or with a suspended or revoked permit; providing a penalty; amending s. 570.07, F.S.; authorizing an employees' benefit fund; amending s. 570.952, F.S.; revising membership of the Florida Agriculture Center and Horse Park Authority;

amending s. 571.25, F.S.; changing the registration date for membership in the Florida Agricultural Promotional Campaign; amending s. 581.031, F.S.; providing duties of the department relating to a commercial citrus inventory; amending s. 581.131, F.S.; raising the cap on nursery and nursery stock dealer certificate of registration and renewal fees; amending s. 500.11, F.S.; specifying conditions for animal products to be considered misbranded; amending ss. 570.50, 570.51, F.S.; deleting powers and duties of the Division of Food Safety of the Department of Agriculture and Consumer Services relating to certain animal and animal product inspection; amending and transferring ss. 585.89, 585.92, F.S., relating to prohibitions on purchase of beef and pork, specifications for bid invitations, penalties, and labeling requirements; conforming provisions; amending s. 828.22, F.S.; correcting a cross-reference; amending s. 877.05, F.S., relating to the killing of young veal for sale; conforming provisions; repealing s. 205.1951, F.S., relating to the issuance of a grant of inspection or a custom animal slaughtering or processing establishment permit; repealing ss. 585.70, 585.88, 585.90, 585.91, 585.93, 585.96, F.S., relating to animal and animal product inspection and labeling; repealing ss. 828.23(5) and (6), 828.24, 828.25, 828.26(2), F.S., relating to definitions of terms "packer" and "stockyard," prohibited acts, department administration, and penalties pertaining to slaughter of livestock; repealing s. 877.06, F.S., relating to labeling of beef not slaughtered according to state or United States standards; repealing s. 102, ch. 92-291, Laws of Florida, relating to review and repeal of ss. 500.12, 500.121, F.S.; providing an effective date.

—was referred to the Committees on Agriculture; and Ways and Means.

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By Senator Williams—

**SB 1946**—A bill to be entitled An act relating to workers' compensation insurance; creating s. 627.192, F.S.; requiring an employer that leases its workers to obtain workers' compensation insurance coverage for all of its employees, including leased employees; requiring that premiums be paid commensurate with exposure and anticipated claim experience; providing definitions; providing for voluntary market coverage; providing for residual market coverage; prescribing reporting requirements for lessors; providing for cancellation or nonrenewal of policies; providing for the assignment of an experience modification factor; providing lessee's obligation to secure coverage; providing for policy audits providing eligibility; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Economic Opportunities; and Ways and Means.

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By Senator Dudley—

**SB 1948**—A bill to be entitled An act relating to community development districts; amending s. 190.006, F.S.; authorizing any community development district to hold elections for the members of its board of supervisors in conjunction with general elections; providing that such members shall be elected in groups by the qualified electors of the district; requiring each member elected to be a qualified elector of the district; providing for staggering of terms; providing for transition; providing an effective date.

—was referred to the Committees on Community Affairs; and Governmental Reform and Oversight.

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By Senator Burt—

**SB 1950**—A bill to be entitled An act relating to retirement; amending s. 121.1122, F.S.; authorizing members of the Florida Retirement System to purchase credit for certain in-state service in nonpublic educational institutions; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Ways and Means.

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By Senator Burt—

**SB 1952**—A bill to be entitled An act relating to administration of revenue laws; amending s. 68.082, F.S.; providing nonapplicability to certain returns, claims, records, or statements relating to any tax administered by the Department of Revenue; amending s. 199.052, F.S.; requiring banks and financial organizations filing annual intangible personal property tax returns for their customers to file information using machine-sensible media; amending s. 212.0515, F.S.; modifying requirements relating to quarterly records required to be submitted to the Department of Revenue by certain persons selling food or beverages to operators for resale through vending machines; eliminating a penalty for failure to file such reports; eliminating the department's authority to adopt rules relating to such reports; amending s. 212.054, F.S.; eliminating a requirement that certain dealers collect the surtax on tangible personal property or specified service under certain conditions; prescribing the effective date of an increase or decrease in the rate of any discretionary sales surtax; requiring the governing body of any county levying a discretionary sales surtax and a county school board levying the school capital outlay surtax to provide notice to the department; amending s. 212.055, F.S.; providing an effective date for any change in the distribution formula of a local government infrastructure surtax or a small county surtax; amending ss. 212.097, 212.098, F.S.; redefining the term "new business"; amending s. 212.11, F.S.; providing requirements relating to sales tax returns filed through electronic data interchange; amending s. 212.12, F.S.; revising provisions relating to the dealer's credit for collecting sales tax; specifying that the credit is also for the filing of timely returns; authorizing the department to deny, rather than reduce, the credit if an incomplete return is filed; revising the definition of "incomplete return"; amending s. 212.17, F.S.; providing that the department shall prescribe the format for filing returns through electronic data interchange and specifying that failure to use the format does not relieve a dealer from the payment of tax; amending s. 213.053, F.S., relating to information sharing; amending s. 213.0535, F.S.; providing for participation in RISE; amending s. 213.21, F.S.; revising provisions that authorize the department to delegate to the executive director authority to approve a settlement or compromise of tax liability, in order to increase the limit on the amount of tax reduction with respect to which such delegation may be made; specifying a time period for which the department may settle and compromise tax and interest due when a taxpayer voluntarily self-discloses a tax liability and authorizing further settlement and compromise under certain circumstances; amending s. 213.28, F.S.; prescribing qualifications of certified public accountants contracting with the department to perform audits; amending s. 213.67, F.S.; subjecting the garnishee to liability in the event that property subject to the freeze is transferred or disposed of by the garnishee; prohibiting disposition of assets of a delinquent taxpayer which come into the possession of another person after that person receives garnishment notice from the department for a specified period; requiring the garnishee to notify the department of such assets; providing that the garnishment notice remains in effect while a taxpayer's contest of an intended levy is pending; providing a financial institution receiving notice with a right of setoff; amending s. 213.755, F.S.; defining terms for use in any revenue law administered by the department; amending s. 220.03, F.S.; revising definitions; providing retroactive application; providing effective dates.

—was referred to the Committees on Ways and Means; and Community Affairs.

By Senators Bronson and Ostalkiewicz—

**SB 1954**—A bill to be entitled An act relating to ad valorem taxation; providing for the partial abatement of taxes on certain property destroyed or damaged by a tornado; providing procedures; providing for expiration of the act; providing an effective date.

—was referred to the Committees on Community Affairs; and Ways and Means.

By Senator Williams—

**SB 1956**—A bill to be entitled An act relating to occupational safety and health; repealing s. 442.003, F.S., relating to legislative intent;

repealing s. 442.006, F.S., relating to investigations and penalties; repealing s. 442.008, F.S., relating to authority of the Division of Safety of the Department of Labor and Employment Security; repealing s. 442.009, F.S., relating to right of entry by division representatives; repealing s. 442.0105, F.S., relating to employers whose employees have a high frequency of work-related injuries; repealing s. 442.013, F.S., relating to employer penalties; repealing s. 442.015, F.S., relating to cancellation of coverage on certain employers; repealing s. 442.017, F.S., relating to penalties for employers who refuse to admit certain investigators; repealing s. 442.019, F.S., relating to remedies for employers who fail to comply with ch. 442, F.S.; amending s. 442.012, F.S.; revising workplace safety committee requirements for public and private employers; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; and Ways and Means.

By Senator Silver—

**SB 1958**—A bill to be entitled An act relating to motor vehicles licenses; amending s. 320.04, F.S.; providing a service charge for validation stickers issued by printer dispenser machines; providing an effective date.

—was referred to the Committees on Transportation; and Ways and Means.

By Senator Rossin—

**SB 1960**—A bill to be entitled An act relating to assisted living facilities and adult family-care homes; amending s. 400.402, F.S.; revising definitions; amending s. 400.404, F.S.; providing additional exemptions from licensure as an assisted living facility; amending ss. 400.407, 400.408, F.S.; reorganizing and revising provisions relating to unlawful facilities; providing penalties; requiring report of unlicensed facilities by health care practitioners and facility owners or administrators; providing for disciplinary actions; revising provisions relating to referral to unlicensed facilities; providing for certain notice to service providers; amending s. 400.411, F.S.; revising requirements for an initial application for license; providing for a fee; amending s. 400.414, F.S.; revising authority and grounds for denial, revocation, or suspension of licenses or imposition of administrative fines; specifying terms for review of proceedings challenging administrative actions; amending s. 400.415, F.S.; requiring a facility to post notice of a moratorium on admissions; providing for rules establishing grounds for imposition of a moratorium; amending s. 400.417, F.S.; providing for coordinated expiration of a facility's license; revising requirements for license renewal; providing for rules; amending s. 400.4174, F.S.; providing requirements for background screening of facility owners, administrators, financial officers, corporate officers or board members, and employees; providing for provisional licensure of a facility under certain circumstances, while screening is completed; providing for rules; amending s. 400.4176, F.S.; revising time requirement for notice of change of administrator; amending ss. 400.418, 400.422, 400.452, 408.036, F.S., relating to the disposition of fees and fines, receivership proceedings, staff training and education, and the review of certain projects; conforming cross-references to changes made by the act; amending s. 400.419, F.S.; revising procedures relating to violations and penalties; increasing administrative fines for specified classes of violations; authorizing doubled fines under certain circumstances; providing fines for unlicensed operation of a facility and for failure to apply for a change of ownership license; authorizing a survey fee to cover the cost of certain complaint investigations; providing for corrective action plans to correct violations; expanding dissemination of information regarding facilities sanctioned or fined; amending s. 400.428, F.S.; providing for surveys to determine compliance with facility standards and residents' rights; amending s. 400.474, F.S.; providing for disciplinary action against a home health agency or employee providing services in an unlicensed assisted living facility or adult family-care home; amending s. 400.618, F.S.; revising the definition of "adult-family care home"; providing an effective date.

—was referred to the Committees on Children, Families and Seniors; and Ways and Means.

By Senator Rossin—

**SB 1962**—A bill to be entitled An act relating to memory disorder clinics; amending s. 430.502, F.S.; creating a clinic at St. Mary's Hospital in West Palm Beach; providing an effective date.

—was referred to the Committee on Children, Families and Seniors.

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By Senator Gutman—

**SB 1964**—A bill to be entitled An act relating to criminal procedure; revising ch. 916, F.S., relating to mentally deficient and mentally ill defendants; amending s. 916.10, F.S.; redesignating ch. 916, F.S., as the "Forensic Procedure Act"; amending s. 916.105, F.S.; providing legislative intent with respect to the treatment of defendants who are guilty but insane; amending s. 916.106, F.S.; revising definitions; amending s. 916.107, F.S.; providing for rights of defendants who have been found guilty but insane; amending s. 916.108, F.S.; providing for the training of mental health experts; amending s. 916.11, F.S.; providing for appointing expert witnesses; transferring, renumbering, and amending s. 916.16, F.S.; providing for the committing court to retain jurisdiction of a person committed under ch. 916, F.S.; transferring, renumbering, and amending s. 916.175, F.S.; providing a penalty for a person who escapes from involuntary commitment; transferring, renumbering, and amending s. 916.178, F.S.; prohibiting the introduction or removal of certain articles from a forensic facility; transferring and renumbering s. 916.19, F.S., relating to institutional security personnel; transferring and renumbering s. 916.20, F.S., relating to the authority of the Department of Health to adopt rules with respect to ch. 916, F.S.; creating s. 916.118, F.S.; providing definitions; creating s. 916.119, F.S.; providing for applicability; amending s. 916.12, F.S.; providing for determining a person's mental competence to proceed; amending s. 916.13, F.S.; providing for involuntary commitment of a defendant adjudicated incompetent to proceed; amending s. 916.14, F.S.; providing that the statute of limitations does not apply if a defendant is adjudicated incompetent to proceed; amending s. 916.145, F.S.; providing for dismissal of charges; repealing s. 916.15, F.S., relating to the involuntary commitment of a defendant adjudicated not guilty by reason of insanity; amending s. 916.17, F.S.; providing for the conditional release of a defendant adjudicated incompetent to proceed; creating s. 916.21, F.S.; providing circumstances under which a defendant may be found guilty but insane; creating s. 916.22, F.S.; requiring that a defendant give notice of intent to plead guilty but insane; creating s. 916.23, F.S.; providing for a mental examination of the defendant; creating s. 916.24, F.S.; providing requirements for the form of the verdict; creating s. 916.25, F.S.; providing for entry of a judgment of guilty but insane; providing for notification of the victim; creating s. 916.26, F.S.; specifying circumstances under which the court shall place a defendant under the jurisdiction of the Forensic Security Review Board; providing for appealing such order; creating s. 916.27, F.S.; providing for commitment of a defendant to the Department of Health; providing a standard of proof for dispositional proceedings; creating s. 916.28, F.S.; providing for an order of discharge; creating s. 916.29, F.S.; providing for the conditional release of a defendant by the Forensic Security Review Board; providing for conditions of release; providing for revoking such release; providing for application to the board for discharge from or modification of the order of conditional release; creating s. 916.31, F.S.; providing for the Forensic Security Review Board to issue an order of commitment; providing for application for discharge or conditional release; creating s. 916.32, F.S.; providing for a hearing on discharge, conditional release, or commitment; specifying rights of the defendant at the hearing; creating s. 916.33, F.S.; providing for discharging the defendant from the jurisdiction of the Forensic Security Review Board; providing for review; creating s. 916.34, F.S.; providing requirements for the court with respect to a crime committed by a defendant under the jurisdiction of the board; creating s. 916.35, F.S.; establishing the Forensic Security Review Board within the Department of Health; providing for the Governor to appoint the members of the board; providing for terms of office; authorizing the payment of per diem expenses; providing for meetings of the board; providing for judicial review of an order of the board; creating s. 916.37, F.S.; requiring the Department of Health to adopt rules for evaluating and treating defendants committed to the department; providing requirements for conditional release plans; creating s. 916.38, F.S.; authorizing the Forensic Security Review Board to issue subpoenas; providing for enforcement by the circuit court; creating s. 916.39, F.S.; authorizing a facility administrator to apply for a leave of absence on behalf of a defendant; requiring

review by the board; creating s. 916.41, F.S.; requiring the state attorneys to file certain statistical records with respect to cases in which the defense of guilty but insane is asserted; creating s. 916.42, F.S.; requiring the Forensic Security Review Board to make certain reports to the Governor and Legislature; amending s. 40.29, F.S., relating to pay of jurors and witnesses; conforming a cross-reference to changes made by the act; requesting the Supreme Court to adopt rules to reflect the provisions of the act; providing appropriations; providing for application of the act; providing an effective date.

—was referred to the Committees on Health Care; Criminal Justice; and Ways and Means.

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By Senator Gutman—

**SB 1966**—A bill to be entitled An act relating to the confidentiality of meetings and records; creating s. 916.36, F.S.; providing that certain proceedings of the Forensic Security Review Board are exempt from the public meetings law; providing that the record of such proceedings is exempt from the public records law; providing for future legislative review and repeal; providing a finding of public necessity; providing a contingent effective date.

—was referred to the Committees on Health Care and Criminal Justice.

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By Senator Burt—

**SB 1968**—A bill to be entitled An act relating to the state correctional system; creating s. 944.185, F.S.; authorizing a board of county commissioners and certain private vendors to operate correctional facilities to house out-of-state inmates; requiring that the board or vendor submit certain information to the Department of Corrections; prohibiting the board or vendor from accepting out-of-state inmates convicted of certain specified offenses; requiring that an offender be returned to the sending state before release; amending s. 944.40, F.S.; providing that certain penalties imposed for the offense of escape apply to an escape from a private correctional facility; amending s. 957.03, F.S.; providing additional qualifications for a member of the Correctional Privatization Commission; requiring a majority of a quorum for the commission to take action; revising requirements for the commission's annual report to the Legislature; authorizing the use of inmate labor in constructing a correctional facility; requiring the contractor to develop security procedures; providing reporting requirements; creating s. 957.031, F.S.; prohibiting a member of the Correctional Privatization Commission and certain employees and consultants from accepting benefits from or performing certain services for a contractor or corporation that has a business relationship with the commission; amending s. 957.06, F.S.; deleting a requirement for cooperative agreements; creating s. 957.061, F.S.; requiring the commission and the Department of Corrections to enter into agreements with contractors for transferring inmates between facilities; amending s. 957.08, F.S.; providing for the transfer of inmates in accordance with such agreement; amending s. 957.125, F.S.; deleting obsolete provisions with respect to contracts by the Correctional Privatization Commission; requiring the Florida Corrections Commission to conduct an analysis of correctional services and report to the Governor and Legislature; requiring the Correctional Privatization Commission to contract for a correctional facility for female inmates; specifying capacity; requiring that the Correctional Privatization Commission contract for certain studies of recidivism rates; providing for development of a methodology and sampling strategy; requiring a report; repealing s. 944.711, F.S., relating to requests for proposals; providing an effective date.

—was referred to the Committees on Criminal Justice; Community Affairs; and Ways and Means.

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By Senator Kurth—

**SB 1970**—A bill to be entitled An act relating to mobile home parks; creating s. 723.028, F.S.; providing procedures for rent abatement if a

mobile home or park facility or improvement is destroyed or rendered unusable; providing an effective date.

—was referred to the Committees on Community Affairs and Judiciary.

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By Senator Lee—

**SB 1972**—A bill to be entitled An act relating to workers' compensation; amending s. 440.09, F.S.; providing a standard for rebutting a presumption that an employee's injury was caused by intoxication or influence of drugs; providing an effective date.

—was referred to the Committee on Banking and Insurance.

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By Senator Rossin—

**SB 1974**—A bill to be entitled An act relating to consumer finance and installment sales; amending s. 516.05, F.S.; requiring certain licensees to report bankruptcy filings to the Department of Banking and Finance; amending s. 520.085, F.S.; providing for acquisition fees on simple-interest contracts; creating s. 520.997, F.S.; providing for certain licensees to report bankruptcy filings to the department; providing an effective date.

—was referred to the Committee on Banking and Insurance.

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By Senator Forman—

**SB 1976**—A bill to be entitled An act relating to the Construction Industry Recovery Fund; amending s. 489.143, F.S.; increasing the aggregate amount that may be paid for claims against any one certificate-holder or registrant; providing an effective date.

—was referred to the Committees on Regulated Industries; and Ways and Means.

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By Senator Lee—

**SB 1978**—A bill to be entitled An act relating to telephone billing disclosure; creating s. 364.045, F.S.; providing requirements for billing and consumer information provided to customers by local exchange companies and alternative local exchange companies; prohibiting the disconnection of a customer's local service in specified circumstances; allowing requirements to be waived by a written agreement; providing for rule-making by the Florida Public Service Commission; providing an effective date.

—was referred to the Committee on Regulated Industries.

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By Senator Myers—

**SB 1980**—A bill to be entitled An act relating to screening the hearing of infants; providing for universal screening of the hearing of newborns; providing legislative intent; providing definitions; requiring hospitals, birthing centers, and health care providers at home births to refer newborns to licensed audiologists for screening; providing other requirements for the screening program; requiring hearing screening and followup to be procedures covered by health insurance policies, by health maintenance organizations, and by Medicaid; requiring followup referral of hearing-impaired infants to the Children's Medical Services Early Intervention Program; requiring the Department of Health and the Agency for Health Care Administration to coordinate services with a technical advisory panel on screening the hearing of infants; requiring written documentation of hearing screenings; providing an effective date.

—was referred to the Committees on Health Care; and Ways and Means.

By Senator Hargrett—

**SB 1982**—A bill to be entitled An act relating to community development corporations; amending ss. 290.0301, 290.0311, 290.032, 290.033, 290.034, 290.035, 290.036, 290.0365, 290.037, 290.038, 290.039, 290.0395, F.S.; providing for future repeal of those sections; revising criteria for the award of administrative grants; requiring the Secretary of the Department of Community Affairs to develop a funding distribution formula to ensure that administrative grants are made available throughout the state; providing an effective date.

—was referred to the Committees on Community Affairs; and Ways and Means.

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By Senator Kurth—

**SB 1984**—A bill to be entitled An act relating to protection of victims who apply for or receive public assistance; amending s. 414.0252, F.S.; defining "battered or subject to extreme cruelty" and "domestic violence" with respect to specified provisions relating to temporary family assistance; amending s. 414.028, F.S.; requiring that the program and financial plan developed by a local WAGES coalition include provisions for providing services for victims of domestic violence; amending s. 414.065, F.S., relating to work requirements; providing an exception from the work requirements for certain individuals at risk of domestic violence; providing an exception for a specified period for certain individuals impaired by past incidents of domestic violence, under certain circumstances; reenacting s. 414.20, F.S., relating to support services, to incorporate the amendment in a reference; amending s. 414.095, F.S., relating to determination of eligibility for the WAGES program; providing that a person who has been battered or subject to extreme cruelty in the United States by a spouse or parent is a "qualified noncitizen" under specified circumstances; providing for program applicants or participants to receive certain information regarding services available from domestic violence centers or organizations and to request referrals thereto; providing that risk of domestic violence constitutes good cause for failure by a parent or caretaker relative to cooperate with paternity establishment or establishment, modification, or enforcement of certain child support orders, under specified circumstances; amending s. 414.105, F.S., relating to time limitations on temporary cash assistance; permitting domestic violence victims to be granted hardship exemptions not subject to certain percentage limitations, under specified circumstances; amending s. 414.115, F.S., relating to limited temporary cash assistance for children born to families receiving temporary cash assistance; providing for nonapplicability to domestic violence victims of specified provisions limiting such assistance under certain circumstances; providing an effective date.

—was referred to the Committees on Children, Families and Seniors; and Ways and Means.

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By Senator Forman—

**SB 1986**—A bill to be entitled An act relating to certified nursing assistants; creating part XV of chapter 468, F.S.; providing a short title; providing definitions; providing duties and powers of the Department of Health in regulating the practice of certified nursing assistants; providing requirements for a state registry of certified nursing assistants; providing requirements for obtaining certification as a certified nursing assistant; authorizing the department to deny, suspend, or revoke a person's certification upon certain findings or reports of abuse, neglect, or exploitation; authorizing the department to exempt an applicant or certificateholder from disqualification of certification; specifying certain acts that constitute grounds for disciplinary sanctions; providing penalties; requiring that the department maintain a registry of certified nursing assistants; providing for renewal of certification; exempting an employer from liability for terminating a certified nursing assistant under certain circumstances; authorizing the department to contract for examination services; providing penalties; providing rulemaking authority; amending s. 400.211, F.S.; deleting obsolete provisions with respect to the regulation of certified nursing assistants by the Department of Business and Professional Regulation; providing for certain federal requirements to apply to specified nursing home facilities under certain circumstances; amending ss. 20.43, 400.4255, 400.462, 400.506, 455.667, F.S., relating to the Department of Health, the use of licensed personnel in

assisted living facilities, the regulation of home health agencies, nurse registries, and the ownership and control of patient records; conforming cross-references to changes made by the act; providing for the continued validity of certifications issued before the effective date of the act; providing an effective date.

—was referred to the Committees on Health Care; and Ways and Means.

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By Senators Diaz-Balart and Kirkpatrick—

**SB 1988**—A bill to be entitled An act relating to environmental mitigation; providing legislative findings and intent with respect to a mitigation plan for the Dade County Lake Belt Area to offset the impact of mining activities; imposing a fee on the commercial extraction of limerock and sand from the Dade County Lake Belt Area; requiring the proceeds of the fee to be paid to the Department of Revenue; providing for transfer of the fee to the Mitigation Trust Fund administered by the Miami-Dade County Department of Environmental Resource Management; providing for the Department of Revenue to administer the collection of the fee; authorizing the department to adopt rules; providing for an annual adjustment of the fee rate after a specified date; specifying purposes for which the proceeds of the fee may be used; requiring that expenditures from the trust fund be approved by an interagency committee; providing for membership of the committee; providing that payment of the fee satisfies certain requirements for mitigation; providing for suspension of imposition of the fee under certain circumstances; providing an effective date.

—was referred to the Committees on Natural Resources; Community Affairs; and Ways and Means.

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By Senator Diaz-Balart—

**SB 1990**—A bill to be entitled An act relating to hurricane loss mitigation; creating s. 215.559, F.S.; creating the Hurricane Loss Mitigation Clearing Trust Fund; providing for administration; specifying moneys to be credited to the fund; requiring appropriation of moneys in the fund; providing purposes; specifying uses of such moneys by specified officers and agencies; providing allocations; requiring reports; providing that fund balances carry over to future years; amending s. 215.555, F.S.; requiring the State Board of Administration annually to transfer specified amounts from the Florida Hurricane Catastrophe Fund to the Hurricane Loss Mitigation Clearing Trust Fund; providing an effective date.

—was referred to the Committees on Community Affairs; Banking and Insurance; and Ways and Means.

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By Senator Burt—

**SB 1992**—A bill to be entitled An act relating to criminal law; amending s. 775.13, F.S.; providing exemptions from registration requirements for certain convicted felons; amending s. 775.21, F.S.; revising the Florida Sexual Predators Act; defining terms; prescribing criteria and procedures for designation as a sexual predator; requiring fingerprints and blood specimens for DNA analysis; prescribing registration and notification requirements; providing for removal of designation as a sexual predator; providing penalties for failing to comply with duties imposed on persons so designated; prohibiting misuse and misrepresentation of public records information and providing penalties; amending s. 943.043, F.S.; providing civil immunity for certain persons and entities who provide information regarding sexual offenders and sexual predators; amending s. 943.0435, F.S.; specifying sexual offenders who must report and identify themselves; revising reporting requirements; providing civil immunity for specified persons and entities who administer such reporting requirements; providing for certain persons to be relieved from such reporting requirements; amending ss. 944.605, 947.177, F.S.; prescribing penalties for inmates who refuse to submit to the taking of a digitized photograph; amending ss. 944.606, 944.607, F.S.; revising provisions governing notification concerning the release of sexual offenders; specifying persons with respect to whom such provisions apply;

providing civil immunity for specified persons and entities who release information concerning such offenders; providing an effective date.

—was referred to the Committees on Criminal Justice; and Ways and Means.

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By Senator Cowin—

**SB 1994**—A bill to be entitled An act relating to agriculture; creating ss. 570.251-570.2815, F.S.; creating the "Florida Agricultural Development Act"; providing legislative findings; providing definitions; establishing the Florida Agricultural Development Authority; providing powers and duties; providing for membership of a board; providing for terms of board members; providing for organization of the board; providing general powers of the authority; providing for an executive director and specifying duties; requiring an annual report; providing for the use of surplus moneys by the authority; providing for combination of state and federal programs to facilitate the purposes of the authority; establishing a beginning farmer loan program; providing purposes of the loan program; authorizing the authority to participate in federal programs; requiring the authority to provide for loan criteria by rule; authorizing the authority to provide loan requirements; authorizing the authority to make loans to beginning farmers for agricultural land and improvements and depreciable agricultural property; authorizing the authority to make loans to mortgage lenders and other lenders; authorizing the authority to purchase mortgage loans and secured loans from mortgage lenders; providing powers of the authority relating to loans; providing for the issuance of bonds and notes by the authority; authorizing the authority to establish bond reserve funds; providing remedies of bondholders and holders of notes; providing for the pledging of bonds by the state; providing that bonds and notes shall be considered legal investments; providing requirements with respect to funds of the authority; authorizing examination of accounts by the Auditor General; requiring a report; providing limitation of liability for members of the authority; requiring the assistance of state officers, agencies, and departments; providing for construction of the act; requiring disclosure of specified conflicts of interest; prohibiting certain participation in the event of a conflict of interest; specifying conflicts of interest with respect to the executive director of the authority; providing exemption from competitive bid laws; providing for receipt of specified trust assets by the authority; authorizing the authority to enter into specified agreements; providing for liability; providing for additional beginning farmer and loan assistance programs; authorizing additional beginning farmer loan program; requiring the authority to establish and develop an agricultural loan assistance program; providing program criteria; requiring the authority to create and develop alternative agriculture assistance programs; providing for the adoption of rules with respect to enforcement of provisions relative to such programs; authorizing the authority to bring action for enforcement; providing for the transfer of specified funds to the authority; providing an effective date.

—was referred to the Committees on Agriculture; Governmental Reform and Oversight; and Ways and Means.

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By Senator Grant—

**SB 1996**—A bill to be entitled An act relating to charter schools; amending s. 228.056, F.S.; providing for recognition as public schools; revising requirements relating to proposals; providing for appeal of disputes and requiring mediation services; removing limitations on the number of schools; authorizing charter conversion municipal subdistricts; providing requirements for operation and areas of municipal jurisdiction; revising provisions relating to eligible students; providing for operation by a nonprofit organization; deleting certain restrictions on holding charter contracts; revising provisions relating to charter terms; providing for public employee status; providing requirements relating to employees; revising requirements relating to student transportation; revising administrative fee provisions and requiring certain administrative and educational services; revising provisions relating to charter school use of certain facilities or property; providing for certain purchasing; authorizing charter schools-in-the-workplace; providing requirements and tax exemption; creating s. 228.0561, F.S.; providing for the distribution of funds from the Charter Schools Capital Outlay Trust Fund; providing eligibility requirements; providing duties of the Commissioner of Education; authorizing the use of funds for certain capital

outlay purposes of charter schools; requiring a legislative budget request for appropriations from the Charter Schools Capital Outlay Trust Fund; providing effective dates.

—was referred to the Committees on Education; and Ways and Means.

By Senator Thomas—

**SB 1998**—A bill to be entitled An act relating to taxation (RAB); amending s. 197.162, F.S.; providing for discounts on early tax payments; amending s. 197.182, F.S.; providing for automatic refunds of overpayments of tax greater than \$5; amending s. 197.344, F.S.; providing for tax notices for lienholders, trustees, and vendees; amending s. 212.02, F.S.; redefining the term “retail sales” to revise standards for the exclusion of packaging materials; amending s. 212.05, F.S.; prescribing the entities that are considered selling dealers for purposes of the sales, storage, and use tax on aircraft and boats; amending s. 212.054, F.S.; revising guidelines for determination of exemption from partial sales surtaxes; amending s. 212.06, F.S.; revising guidelines for determining tax liability of certain personal property; providing for a use tax on certain aircraft; defining the terms “real property,” “fixtures,” and “improvements to real property,” for purposes of determining when a person is improving real property; providing guidelines for determining tax liability on rock, shell, fill dirt, and similar materials; amending s. 212.07, F.S.; prescribing tax liability for sales of race horses in claiming races; defining the terms “farmer” and “livestock”; amending s. 212.08, F.S.; exempting certain sales of racing dogs; revising the sales tax exemption provided for food and drinks; providing definitions; exempting additional medical supplies and equipment; providing definitions for purposes of such exemption; providing a partial exemption for certain commercial fishing vessels; providing an exemption for certain foods, drinks, and other items provided to customers on a complimentary basis by a dealer who sells food products at retail; providing an exemption for foods and beverages donated by such dealers to certain organizations; revising provisions relating to the technical assistance advisory committee established to provide advice in determining the taxability of specific products; providing membership requirements; directing the Department of Revenue to develop guidelines for determining the taxability of specific products; requiring that the department give notice of proposed guidelines to persons substantially affected and to the Administrative Procedures Committee; providing for use of the guidelines by the committee; providing for determining the taxability of specific products by the department; authorizing the department to develop a central database with respect to the taxability of specific products; revising eligibility standards for the partial exemption for farm equipment; providing additional uses to which equipment may be put and be eligible for the exemption; specifying that other uses will result in disallowance of the exemption; exempting disinfectants, pesticides, weed killers, certain seeds, cuttings, seedlings, plants, and specified packaging items in agricultural use; providing guidelines for determining applicability of sales surtaxes to certain transactions; amending s. 212.09, F.S.; revising provisions regulating credits for trade-ins; providing an effective date.

—was referred to the Committees on Ways and Means Subcommittee E (Finance and Tax); and Ways and Means.

By Senator Lee—

**SB 2000**—A bill to be entitled An act relating to rulemaking authority for matters pertaining to education (RAB); amending s. 231.17, F.S.; revising requirements for qualifying to receive a temporary teaching certificate; authorizing the State Board of Education to adopt rules defining the term “standard institution”; authorizing the Commissioner of Education to make decisions about granting certification to an applicant in extenuating circumstances not otherwise provided for in statute or by rule; amending s. 231.1725, F.S.; deleting provisions for having noncertificated teachers in critical teacher shortage areas; amending s. 231.24, F.S.; allowing the state board to approve rules for the expanded use of training in teaching students having limited proficiency in English toward renewing a professional certificate; amending s. 231.29, F.S., relating to assessment procedures and criteria for personnel assessment; authorizing the state board to adopt necessary rules; amending s. 240.116, F.S.; allowing the state board to adopt rules for certain dual-enrollment programs; amending s. 240.233, F.S.; allowing the state board to adopt rules for the articulation of foreign-language competency

and equivalency between secondary and postsecondary institutions; providing an effective date.

—was referred to the Committee on Education.

By Senator Burt—

**SB 2002**—A bill to be entitled An act relating to loaned, rented, or leased motor vehicles; creating s. 768.092, F.S.; limiting liability for certain damages and injuries; providing an effective date.

—was referred to the Committees on Transportation and Judiciary.

By Senator Burt—

**SB 2004**—A bill to be entitled An act relating to the Viatical Settlement Act; amending s. 626.9911, F.S.; modifying the definition of the term “viatical settlement contract”; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senators Cowin, Gutman and Myers—

**SB 2006**—A bill to be entitled An act relating to lobbying; amending s. 11.062, F.S.; prohibiting the use of funds by certain governmental entities for retaining a lobbyist; providing penalties; providing an effective date.

—was referred to the Committee on Rules and Calendar.

By Senator Lee—

**SB 2008**—A bill to be entitled An act relating to delinquent acts or criminal offenses committed by juveniles; amending s. 90.610, F.S., relating to conviction of certain crimes as impeachment; providing that certain adjudications of delinquency are admissible into evidence for impeachment purposes; amending s. 921.0011, F.S.; redefining the term “prior record” with respect to specified provisions relating to sentencing; providing for scoring as adult offenses an offender’s prior juvenile offenses that would be crimes if committed by an adult; providing for a withholding of an adjudication of delinquency or an adjudication of guilt to be considered a conviction for certain purposes relating to sentencing; providing for expiration; amending s. 921.0021, F.S.; redefining the term “prior record” with respect to specified provisions relating to sentencing; providing for scoring as adult offenses an offender’s prior juvenile offenses that would be crimes if committed by an adult; amending s. 943.0515, F.S., relating to retention of criminal history records of minors; providing for an offender’s criminal history record of forcible or nonforcible felonies charged as an adult to be merged and retained as a part of the person’s adult criminal history record, under specified circumstances; amending s. 985.03, F.S.; defining “violation of supervision” with respect to specified provisions relating to delinquency; amending s. 985.04, F.S., relating to oaths, records, and confidential information; providing for public disclosure of all of a juvenile’s prior history of acts that would be crimes if committed by an adult, and of orders of disposition for such acts; providing for a withholding of an adjudication of delinquency or an adjudication of guilt to be considered a conviction for certain purposes relating to disclosure of the records; reenacting s. 985.31(4)(k), F.S., relating to serious or habitual juvenile offenders, to incorporate said amendment in a reference; amending s. 985.05, F.S., relating to court records; providing for nonapplicability of certain record-keeping requirements to nonconfidential juvenile history records; providing for admissibility in other civil or criminal proceedings of certain court records of juvenile proceedings; providing for merger of a defendant’s record of prior delinquent acts with the defendant’s adult record, under specified circumstances; amending s. 985.211, F.S., relating to release or delivery from custody; providing for reference to violation of supervision in certain written reports or probable cause affidavits; amending s. 985.21, F.S., relating to intake and case management; providing that the state attorney may take certain actions unless otherwise required by law; amending s. 985.213, F.S., relating to use of detention;



conforming references; amending s. 985.215, F.S., relating to detention; providing for an exception with respect to court use of risk assessment when a child is subject to detention order or special detention order pursuant to specified provisions; reenacting s. 985.208(1), relating to detention of furloughed child or escapee on authority of the department, and s. 985.219(5), relating to process and service, to incorporate said amendment in references; creating s. 985.2155, F.S., relating to arraignments and hearings for violations of supervision and failure to appear; providing for detention of a juvenile for a maximum of 14 days while awaiting the hearing, under certain circumstances when the juvenile has failed to appear; providing an exception; repealing s. 985.218(6), F.S., relating to petitions for delinquency; removing provisions requiring the dismissal of a petition with prejudice when the adjudicatory hearing is not commenced within 90 days; removing provisions authorizing the court to extend the 90-day period; amending s. 985.226, F.S., relating to criteria for discretionary waiver and mandatory waiver of juvenile court jurisdiction; providing for the state attorney to file a motion requesting the court to transfer a child of at least 14 years of age for criminal prosecution, under specified circumstances; providing for exceptions; amending s. 985.227, F.S., relating to discretionary direct-file criteria and mandatory direct-file criteria; permitting the filing of an information when a child was 14 or 15 years of age at the time the child attempted to commit any one of specified offenses; requiring the state attorney to file an information for certain illegal acts when the child committing the act is at least 16 years of age and has a specified history of delinquent acts; revising duties of the court and guidelines for transfer of cases pertaining to the child when a child is transferred for adult prosecution; removing a requirement for annual updating by the state attorney of direct-file policies and guidelines; providing that the information filed pursuant to specified provisions may include all charges that are based on the same act, criminal episode, or transaction as the primary offense; amending s. 985.228, F.S., relating to adjudicatory hearings, to conform an exception to the construction of "conviction"; amending s. 985.231, F.S.; revising powers of disposition in delinquency cases; conforming references; providing for exceptions to conform to changes made by the act; amending s. 985.233, F.S., relating to sentencing powers, procedures, and dispositional alternatives for juveniles prosecuted as adults; revising sentencing alternatives in cases when a child is prosecuted on indictment and other cases; providing that a court may withhold adjudication of guilt and place the child on probation or community control to be supervised by the Department of Corrections, under specified circumstances; providing for completion of a commitment program recommended by the Department of Juvenile Justice as a special condition of the probation or community control; authorizing a judge in adult court to access the juvenile commitment programs for sentencing purposes; providing that the juvenile would not be required to pay supervision costs to the Department of Corrections while participating in a Department of Juvenile Justice commitment program; prohibiting imposition of certain sentencing alternatives and juvenile sanctions and prohibiting withholding of adjudication as an adult when the state attorney's motion to transfer and certify the child for prosecution as an adult is granted under specified provisions; revising guidelines for sentencing to juvenile sanctions; removing a requirement that the court stay adjudication of guilt when the child is sentenced to juvenile sanctions under specified provisions; removing provisions that the adjudication of delinquency shall not be deemed to be a conviction or operate to impose civil disabilities resulting from a conviction; removing a prohibition against the imposition of a combination of juvenile and adult sanctions; reenacting s. 985.225(3) and (4), relating to indictment of a juvenile, and s. 985.31(3)(k), relating to serious or habitual juvenile offenders, to incorporate said amendment in references; amending s. 985.309, F.S., relating to criteria for placement of a child in a boot camp program; providing for boot camp placement of a child at least 14 years of age who has not entered a plea of guilty or nolo contendere to, or been adjudicated of, a capital felony, life felony, or violent felony of the first degree; providing for early-intervention boot camp placement of a child at least 12 years of age under specified circumstances; providing for certain minimum periods of participation in aftercare; authorizing operation of an early-intervention boot camp program by the Department of Juvenile Justice, or a county or municipality; providing purpose of program; providing criteria for disqualification from participation in the early-intervention boot camp program; reenacting s. 985.231(1)(j), relating to powers of disposition in delinquency cases, s. 985.31(3)(i), relating to serious or habitual juvenile offenders, s. 985.311(3)(i), relating to intensive residential treatment programs for offenders less than 13 years of age, and s. 985.314(1)(a), relating to commitment programs for juvenile felony offenders, to incorporate said amendment in references; amending s.

985.404, F.S., relating to administration of the juvenile justice continuum; specifying factors to be considered in the report ranking commitment programs; providing an effective date.

—was referred to the Committees on Criminal Justice; Children, Families and Seniors; and Ways and Means.

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By Senator Kurth—

**SB 2010**—A bill to be entitled An act creating preventive health collaborative grants; establishing criteria for selection of recipients; providing for renewal of grants; providing for an evaluation of grants; providing an effective date.

—was referred to the Committees on Health Care; Children, Families and Seniors; and Ways and Means.

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By Senator Bronson—

**SB 2012**—A bill to be entitled An act relating to law enforcement and correctional officers; amending s. 112.532, F.S.; providing requirements with respect to recordings made during the formal interrogation of a law enforcement or correctional officer; amending s. 112.533, F.S.; providing for rights of law enforcement and correctional officers to review their personnel files, attach a response, and receive a copy of certain materials in the file; providing for application to the release of certain information; amending s. 943.135, F.S.; permitting law enforcement officers who are elected or appointed public officials to maintain certification in a special status while holding office; providing an effective date.

—was referred to the Committees on Criminal Justice; and Executive Business, Ethics and Elections.

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By Senator Bankhead—

**SB 2014**—A bill to be entitled An act relating to the WAGES Program; creating s. 414.155, F.S.; providing a relocation assistance program for families receiving or eligible to receive WAGES Program assistance; providing responsibilities of the Department of Children and Family Services; providing for a relocation plan and for monitoring of the relocation; requiring agreements restricting application for temporary cash assistance for a specified period; providing exceptions; requiring repayment of temporary cash assistance provided under certain circumstances, and reduced eligibility for future assistance; providing an effective date.

—was referred to the Committees on Children, Families and Seniors; Commerce and Economic Opportunities; and Ways and Means.

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By Senator Campbell—

**SB 2016**—A bill to be entitled An act relating to debtors and creditors; amending s. 30.231, F.S.; providing when seizure of property is made; amending s. 55.03, F.S.; providing for judgments to be paid on simple rate of interest; creating s. 55.105, F.S.; providing for judgments, orders, decrees, and liens on personal property; creating s. 55.106, F.S.; providing for a statement of termination, partial release, and assignment of a lien; creating s. 55.107, F.S.; providing effect of a recorded judgment lien on writs of execution; amending s. 55.604, F.S.; providing for recognition and enforcement of judgment liens on personal property; amending s. 56.031; providing for the issuance of multiple writs; amending s. 56.041, F.S.; providing for return of unsatisfied executions in possession of the sheriff; amending s. 56.09, F.S.; providing a limitation on levy of execution; amending s. 56.21, F.S.; providing for mailing of notice of a levy and execution sale; amending s. 56.27, F.S.; providing for payment of money received under an execution; amending s. 56.29, F.S.; providing supplementary proceedings; amending s. 77.01, F.S.; providing a right to garnish certain debts; creating s. 77.05, F.S.; providing for notice of procedures for asserting exemptions and requesting hearings; amending s. 77.055, F.S.; providing for service of garnishee's answer and notice of right to move to dissolve writ; amending s. 77.06, F.S.; providing that

service of a writ creates a lien on the garnishee's debts or property; amending s. 222.12, F.S.; providing that a person may make an oath before a notary public stating facts justifying an exemption from a garnishment proceeding; amending s. 679.301, F.S.; modifying the definition of lien creditor; repealing s. 30.17, F.S., relating to sheriff's execution docket; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Burt—

**SB 2018**—A bill to be entitled An act relating to education; amending s. 231.0861, F.S.; revising provisions relating to selection of principals and assistant principals; providing for the appointment of persons from the private sector or the noneducational governmental sector; providing requirements for eligibility; providing requirements for appointment; amending s. 231.087, F.S.; revising provisions relating to educational management; requiring preservice and inservice programs for educational managers; providing an effective date.

—was referred to the Committee on Education.

By Senator Horne—

**SB 2020**—A bill to be entitled An act relating to trust funds; creating s. 240.557, F.S.; creating the Florida Higher Education Savings Trust, to be administered by the State Board of Administration; providing for sources of moneys and purposes; providing that the trust is exempt from constitutional termination requirements; providing a contingent effective date.

—was referred to the Committees on Education; and Ways and Means.

By Senator Childers—

**SB 2022**—A bill to be entitled An act relating to Florida State University; creating a medical school at the university; amending s. 458.3145, F.S.; providing for the issuance of medical faculty certificates to faculty members at the school; providing an effective date.

—was referred to the Committees on Education; Health Care; and Ways and Means.

By Senator Latvala—

**SB 2024**—A bill to be entitled An act relating to the Florida Forever Program; providing legislative intent for the Florida Forever Program; amending s. 201.15, F.S.; providing for the allocation of certain taxes collected for debt service payments pursuant to the Florida Forever Program; providing an effective date.

—was referred to the Committees on Natural Resources; Community Affairs; and Ways and Means.

By Senator Latvala—

**SB 2026**—A bill to be entitled An act relating to the Florida Forever Trust Fund; creating s. 375.046, F.S.; creating the Florida Forever Trust Fund; providing its purposes; providing a contingent effective date.

—was referred to the Committees on Natural Resources; Community Affairs; and Ways and Means.

By Senator Latvala—

**SB 2028**—A bill to be entitled An act relating to the State Lands Management Trust Fund; creating s. 253.026, F.S.; creating the State

Lands Management Trust Fund; providing its purposes; providing an effective date.

—was referred to the Committees on Natural Resources; and Ways and Means.

By Senator Latvala—

**SB 2030**—A bill to be entitled An act relating to the Department of Environmental Protection; amending s. 253.7821, F.S.; authorizing the Office of Greenways and Trails to adopt rules relating to state lands under its jurisdiction; authorizing the Division of Marine Resources to adopt rules relating to uplands under its management; providing criminal penalties; providing an effective date.

—was referred to the Committee on Natural Resources.

By Senator Latvala—

**SM 2032**—A memorial to the President and the United States Senate, urging that the Kyoto Protocol be amended to ensure the equitable treatment of developing countries and developed countries regarding greenhouse gas emissions.

—was referred to the Committee on Rules and Calendar.

By Senator Clary—

**SB 2034**—A bill to be entitled An act relating to education; authorizing individual district school boards by resolution to allow invocation or benediction at specified secondary-school-related events; providing legislative intent; providing an effective date.

—was referred to the Committee on Education.

By Senator Latvala—

**SB 2036**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.02, F.S.; redefining the term "admissions" for purposes of ch. 212, F.S.; providing an effective date.

—was referred to the Committees on Ways and Means Subcommittee E (Finance and Tax); Ways and Means; and Commerce and Economic Opportunities.

By Senator Latvala—

**SB 2038**—A bill to be entitled An act relating to gifts; amending s. 112.3148, F.S.; providing criminal penalties for the acceptance of or the failure by public officers or public employees to report gifts of a specified amount during a calendar year; providing an effective date.

—was referred to the Committees on Executive Business, Ethics and Elections; and Rules and Calendar.

By Senator Gutman—

**SB 2040**—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; requiring the department to establish a residential-tree-replacement program for residential trees removed due to infestation by or exposure to citrus canker disease; requiring the department to prepare a report on the program; providing for submission of the report by January 1, 1999; providing an effective date.

—was referred to the Committees on Agriculture; and Ways and Means.

By Senator Brown-Waite—

**SB 2042**—A bill to be entitled An act relating to the offense of driving under the influence of alcoholic beverages; amending s. 322.2616, F.S.; clarifying that it is unlawful for a person under 21 years of age to operate a motor vehicle with a blood-alcohol level above a specified amount; providing for a temporary driving permit to become effective after a specified period has elapsed following issuance of the permit; authorizing the use of a blood test obtained pursuant to certain other investigations to be used for purposes of s. 322.2616, F.S.; providing an effective date.

—was referred to the Committees on Criminal Justice; Transportation; and Ways and Means.

By Senator Meadows—

**SB 2044**—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S.; redefining the terms “normal retirement date” and “early retirement date” to provide for retirement after 5 years of service and attainment of the age requirement for the appropriate class of the system; defining the term “vested”; amending ss. 121.052, 121.053, 121.055, 121.091, 121.111, 121.115, 121.122, 121.121, F.S.; conforming such sections to the changes made by the act; increasing contribution rates to fund the provisions of the act; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; Community Affairs; and Ways and Means.

By Senator Forman—

**SB 2046**—A bill to be entitled An act relating to traffic control; amending s. 316.003, F.S.; defining the term “traffic-infraction detector”; amending s. 316.008, F.S.; authorizing a county or municipality to enact an ordinance that provides for the use of a traffic-infraction detector to enforce traffic laws that require the driver of a vehicle to stop when facing a steady red traffic signal; providing for authorization of a traffic-infraction detector officer; requiring the Department of Transportation to develop standards for traffic-infraction detector officers; requiring public notice prior to the use of a traffic-infraction detector; providing for fines; requiring that a person be required to attend a driver improvement course following a second violation of the ordinance; providing that an emergency medical transportation vehicle is exempt from the ordinance; providing for a portion of the proceeds of the fines imposed under the ordinance to be deposited into the Highway Safety Operating Trust Fund of the Department of Highway Safety and Motor Vehicles; providing for the remainder of the proceeds to be used to fund positions for law enforcement officers and correctional officers; amending s. 316.0745, F.S.; requiring that a traffic-infraction detector meet requirements established by the Department of Highway Safety and Motor Vehicles; providing for testing such detectors; creating s. 316.1971, F.S.; providing procedures for imposing a fine for violations of an ordinance that provides for the use of a traffic-infraction detector; providing a procedure under which the operator of a vehicle may establish that the vehicle was in the care, custody, or control of another person at the time of the violation; providing for the violation to be contested; providing that an image produced by a traffic-infraction detector is prima facie evidence that the violation occurred; amending s. 320.03, F.S.; requiring the tax collector to withhold issuing a license plate or revalidation sticker if a person’s name appears on a list of outstanding fines; requiring that a county or municipality that operates a traffic-infraction detector report to the Department of Highway Safety and Motor Vehicles; providing for a summary of such reports to be submitted to the Governor and the Legislature; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; and Ways and Means.

By Senator Horne—

**SB 2048**—A bill to be entitled An act relating to workforce development education; expressing legislative intent.

—was referred to the Committees on Education; and Ways and Means.

By Senator Thomas—

**SB 2050**—A bill to be entitled An act relating to firearms sales; creating s. 790.0657, F.S.; applying the laws relating to the sale, transfer, delivery, and purchase of firearms to transactions occurring at gun shows, exhibitions, and flea markets; defining terms; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Diaz-Balart—

**SB 2052**—A bill to be entitled An act relating to insurance; amending s. 627.4143; revising requirements for providing an outline of coverage on homeowner’s policies; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Diaz-Balart—

**SB 2054**—A bill to be entitled An act relating to property insurance; amending ss. 627.7013, 627.7014, F.S.; providing findings relating to the moratorium on hurricane-related cancellations and nonrenewals of personal lines residential policies and condominium association policies, respectively; deleting provisions relating to accelerated exposure reduction plans; providing circumstances under which the sections are inoperative; delaying the future repeal date of the sections; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Lee—

**SB 2056**—A bill to be entitled An act relating to construction contractor licensing; amending s. 489.103, F.S.; exempting certain real estate licensees from the contractor licensing provisions; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senator Williams—

**SB 2058**—A bill to be entitled An act relating to the representation of indigent persons charged with capital crimes; creating s. 925.0352, F.S.; providing for the Governor to assign a public defender from another circuit to represent an indigent defendant charged with a capital crime if a conflict of interest exists for the public defender in the circuit where the crime occurred; providing for the assignment to expire after a specified period; providing for an assistant public defender to perform the assignment; providing for the expenses of such representation to be paid by an appropriation to the circuit courts; amending s. 27.51, F.S., relating to the duties of the public defender; conforming provisions to changes made by the act; amending s. 915.035, F.S.; deleting a requirement that a public defender move the court to assign an attorney in private practice to defend an indigent defendant charged with a capital crime; amending ss. 925.036, 925.037, F.S., relating to appointed counsel and the payment of fees; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Ways and Means.

By Senator Gutman—

**SB 2060**—A bill to be entitled An act relating to Legal Immigrant's Temporary Income Bridge Program; amending s. 10, ch. 97-259, Laws of Florida; providing that unused program funds for the current fiscal year may be used for food stamps for legal immigrants who are in the naturalization and citizenship process or in the process of seeking an exemption thereto and who are children, persons who have disabilities, or persons of a specified age; specifying that such assistance must be provided on the basis of demonstrated need; providing an appropriation; providing an effective date.

—was referred to the Committees on Children, Families and Seniors; and Ways and Means.

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By Senator Horne—

**SB 2062**—A bill to be entitled An act relating to school district performance reviews; amending s. 11.515, F.S.; requiring that preference be given to certain firms to conduct such reviews; providing an effective date.

—was referred to the Committees on Education; and Governmental Reform and Oversight.

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By Senator Horne—

**SB 2064**—A bill to be entitled An act relating to public education; declaring legislative intent with respect to professional development schools; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

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By Senator Clary—

**SB 2066**—A bill to be entitled An act relating to education; prescribing legislative intent to revise laws relating to education.

—was referred to the Committees on Education; and Ways and Means.

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By Senator Forman—

**SB 2068**—A bill to be entitled An act relating to homeowners' associations; amending s. 617.301, F.S.; providing a definition; amending s. 617.303, F.S.; specifying the location of board meetings; prohibiting commingling of association funds; amending s. 617.305, F.S.; requiring written notice of delinquent accounts; amending s. 617.307, F.S.; providing time for members other than a developer to elect a majority of members of the board of directors; requiring the developer to deliver specific documents to the newly elected board; creating s. 617.3075, F.S.; prohibiting certain clauses in homeowners' association documents; creating s. 617.3076, F.S.; requiring developers, owners, and real estate agents and brokers to make certain disclosures; providing a disclosure form; providing buyers' remedies for a developer's refusal to provide required disclosure; creating s. 617.30765, F.S.; requiring homeowners' associations to be incorporated; creating s. 617.3077, F.S.; providing for the establishment, funding, and use of reserve and operating accounts; amending s. 617.309, F.S.; prohibiting certain contracts entered into between a developer and other parties; amending s. 617.311, F.S.; defining the term "dispute"; providing for voluntary binding arbitration of disputes; amending s. 689.26, F.S.; modifying disclosure summary form; providing for signing and mailing of the disclosure summary form; providing an effective date.

—was referred to the Committees on Community Affairs and Judiciary.

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By Senator Kirkpatrick—

**SB 2070**—A bill to be entitled An act relating to Everglades pollution abatement funding; creating s. 373.45928, F.S.; providing legislative findings and intent; requiring the Joint Legislative Committee on Everglades Oversight to recommend a funding mechanism for any additional water quality improvements developed under ss. 373.4592 and 373.45928, F.S.; requiring the South Florida Water Management District, in coordination with the Department of Environmental Protection to assist the joint committee by conducting specified analyses; providing for public workshops and hearings; requiring the Joint Legislative Committee on Everglades Oversight to prepare and submit its report and funding recommendations to the Legislature and the Governor; providing an appropriation; providing an effective date.

—was referred to the Committees on Natural Resources; Ways and Means; and Rules and Calendar.

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By Senator Lee—

**SB 2072**—A bill to be entitled An act relating to election protests and contests; amending s. 102.166, F.S., relating to protests of election returns; revising provisions with respect to the timeframes for filing election protests and requests for manual recounts; eliminating protests of election returns in circuit court; amending s. 102.167, F.S.; deleting the provision that prescribes the form of the protest of election returns to a circuit judge, to conform; amending s. 102.168, F.S., relating to election contests; revising the timeframe for filing a contest of election; specifying the grounds authorized for contesting an election; specifying conditions under which a statement of the grounds of contest may not be rejected or dismissed for want of form; providing for service of the complaint upon the defendant and any other person named therein and providing a timeframe for filing an answer or response thereto; specifying that the contestant is entitled to an immediate hearing; authorizing the circuit judge to fashion any orders necessary to investigate, examine, or check each allegation, prevent or correct any wrong, and provide any relief appropriate under the circumstances; creating s. 102.171, F.S.; codifying that jurisdiction to hear a contest of the election of a member to either house of the Legislature at any general or special election is vested in the applicable house in accordance with its rules; providing an effective date.

—was referred to the Committees on Executive Business, Ethics and Elections; and Judiciary.

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By Senator Burt—

**SB 2074**—A bill to be entitled An act relating to education; authorizing the creation of charter technical career centers; prescribing powers and duties of the Commissioner of Education, the Department of Education, participating district school boards, and community college district boards of trustees, with respect to charter technical career centers; prescribing powers and duties of charter technical career centers and their boards of directors; providing for funding; prescribing rights and duties of employees of centers and of district school board employees and community college employees working at charter technical career centers; providing for the resolution of complaints; providing for revocation of a charter; providing for rules; amending s. 121.021, F.S.; redefining the term "covered group" with respect to the Florida Retirement System to include charter technical career centers; amending s. 121.051, F.S.; providing for optional participation in the Florida Retirement System by employees of charter technical career centers; amending s. 236.081, F.S.; providing for calculating changes in school district funding resulting from a drop in enrollment based on student transfers to a charter technical career center; providing an effective date.

—was referred to the Committees on Education; Governmental Reform and Oversight; and Ways and Means.

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By Senator Clary—

**SB 2076**—A bill to be entitled An act relating to professional regulation; amending s. 11.62, F.S.; adding criteria for evaluating new regula-

tion; amending s. 455.201, F.S.; requiring the Department of Business and Professional Regulation to consider the impact on jobs when considering new regulation; creating s. 455.2035, F.S.; providing the department rulemaking authority; amending ss. 455.209, 455.213, 455.218, F.S.; conforming provisions to a previous administrative reorganization; amending s. 455.219, F.S.; providing inspection fee authority; creating s. 455.2237, F.S.; providing authority to inspect and investigate records, offices, and job sites; amending s. 455.225, F.S.; revising probable-cause provisions; prescribing authority of the department or a board in cases of failure to comply with continuing-education requirements; conforming provisions to a previous administrative reorganization; amending s. 455.2285, F.S.; conforming provisions to a previous administrative reorganization; amending s. 455.517, F.S.; requiring the Department of Health to consider the impact on jobs when creating new regulation; providing effective dates.

—was referred to the Committees on Regulated Industries; Governmental Reform and Oversight; and Ways and Means.

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By Senator Grant—

**SB 2078**—A bill to be entitled An act relating to prosecutions; amending s. 27.365, F.S., relating to the annual report by the Florida Prosecuting Attorneys Association regarding prosecutions; requiring inclusion of certain additional information in the report on victim notification; requiring inclusion of certain dispositional information for cases involving domestic violence, violations of injunctions for protection against domestic violence or repeat violence, stalking, or sexual battery; specifying that the report shall be made available for public inspection; removing obsolete provision; conforming a reference; providing an effective date.

—was referred to the Committee on Criminal Justice.

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By Senator Sullivan—

**SB 2080**—A bill to be entitled An act relating to health care; amending s. 641.315, F.S.; prohibiting health maintenance organization provider contracts from restricting the provider's ability to communicate certain information to patients; amending s. 641.3903, F.S.; providing that certain actions by a health maintenance organization against a provider based on the provider's communication of certain information to a patient are unfair or deceptive practices; providing procedures required for the termination or nonrenewal of a provider contract by a managed care plan; requiring certain written notice; providing for hearing by a panel appointed by the managed care plan; providing for recommendations to and decisions of the managed care plan; specifying timeframes; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Health Care.

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By Senator Hargrett—

**SB 2082**—A bill to be entitled An act relating to used motor vehicle warranties; prescribing a warranty period for the purchase of a used vehicle; allowing the seller to charge for miles driven by the purchaser within that period; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Transportation.

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By Senator Clary—

**SB 2084**—A bill to be entitled An act relating to building codes; amending s. 468.603, F.S.; providing definitions; creating s. 468.604, F.S.; providing responsibilities of building code administrators, plans examiners, and inspectors; amending s. 468.605, F.S.; providing membership of the Florida Building Code Administrators and Inspectors Board; amending s. 468.609, F.S.; providing standards for certification as an inspector, building code administrator, or plans examiner; eliminating the board's authority to issue temporary certificates; amending

s. 468.617, F.S.; providing that nothing prohibits local governments from contracting with certified persons to perform inspections; amending s. 468.627, F.S.; increasing the initial examination fee; amending s. 468.631, F.S.; providing for surcharge funds to be used for continuing education and other training programs; providing that local government employees responsible for inspection and enforcement of building codes do not pay for such programs; providing an effective date.

—was referred to the Committees on Community Affairs; Regulated Industries; and Ways and Means.

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By Senator Williams—

**SB 2086**—A bill to be entitled An act relating to counties; repealing s. 327, ch. 96-410, Laws of Florida, which provides that once a small county meets the population requirements and qualifies for programs under ss. 40.015, 163.05, 163.3177, 163.3187, 163.3191, 165.061, 212.055, 218.075, 218.65, 252.373, 265.2861, and 403.706, F.S., it shall retain that qualification until it exceeds a population of 75,000; amending s. 403.7095, F.S.; deleting the expiration date of the annual solid waste and recycling grants for counties having a population of fewer than 100,000; amending s. 34.191, F.S.; authorizing boards of county commissioners to assign collection of past due fines and costs to a private attorney or collection agency and authorizing fees for such purposes; amending ss. 163.05, 163.3177, 163.3191, 165.061, 212.055, 218.075, 252.373, 288.063, 373.441, 403.4131, 403.706, 403.719, F.S., to increase the maximum population limit to qualify as a small county in provisions that establish a technical assistance program for small counties, that provide that certain elements of a local government comprehensive plan are optional for small counties, that authorize the state land planning agency to enter into agreements with small counties to focus on selected issues or elements when updating their comprehensive plans, that provide population requirements for incorporation of municipalities in small counties, that authorize certain small counties to use proceeds of the local government infrastructure surtax for long-term maintenance costs associated with landfill closures, that authorize the Department of Environmental Protection and water management districts to waive or reduce permit processing fees for small counties under certain conditions, that provide criteria that small counties must meet to qualify for funds from the Emergency Management, Preparedness, and Assistance Trust Fund, that provide that certain small counties are qualified for contracts with the Office of Tourism, Trade, and Economic Development for transportation projects, that require consideration of special provisions when an environmental resource permit program is delegated to small counties, that encourage a regional approach to litter control and prevention programs in small counties, that authorize small counties to provide their residents with the opportunity to recycle in lieu of achieving solid waste reduction goals, and that provide for the use of waste tire grants by small counties; amending s. 212.054, F.S.; exempting from newly enacted discretionary sales surtaxes transactions that are subject to specified tourist development taxes in an aggregate rate that exceeds a specified maximum; amending s. 212.055, F.S.; authorizing charter counties to levy a county transit system surtax; amending s. 403.7061, F.S., to conform; amending s. 218.65, F.S., relating to emergency and supplemental distributions from the Local Government Half-cent Sales Tax Clearing Trust Fund; revising the population limitation for purposes of provisions that exempt small counties from certain criteria imposed to qualify for an emergency distribution; deleting a requirement that a county must be eligible for an emergency distribution in order to qualify for a supplemental distribution; amending s. 212.055, F.S.; revising the expiration date for the small county indigent care surtax; amending s. 288.106, F.S.; defining the terms "rural county" and "rural municipality"; providing for the determination of the "average wage in the area" for purposes of the tax refund program for qualified target industry businesses to be based on private-sector wages only; authorizing the Office of Tourism, Trade, and Economic Development to waive the annual wage requirement imposed as a condition of qualifying for review for participation in the program under certain circumstances; authorizing the transfer and use of legally restricted fuel taxes by counties having a population of 30,000 or less for unrestricted purposes for all fiscal years prior to and through fiscal year 1998-1999; providing an effective date.

—was referred to the Committees on Community Affairs; and Ways and Means.

By Senator Grant—

**SB 2088**—A bill to be entitled An act relating to public universities; requiring public universities to include fine arts courses grades when calculating grade-point averages for certain purposes; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

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By Senators Gutman and Thomas—

**SB 2090**—A bill to be entitled An act relating to firearms sales; creating s. 790.0657, F.S.; applying the laws relating to the sale, transfer, delivery, and purchase of firearms to transactions occurring at gun shows, exhibitions, and flea markets; defining terms; providing an effective date.

—was referred to the Committee on Criminal Justice.

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By Senator Dyer—

**SB 2092**—A bill to be entitled An act relating to child care facilities; amending s. 402.302, F.S.; excluding operators of transient establishments from the definition of “child care facility”; providing an effective date.

—was referred to the Committee on Children, Families and Seniors.

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By Senator Holzendorf—

**SB 2094**—A bill to be entitled An act relating to rulemaking authority relating to unemployment compensation (RAB); amending ss. 443.036, 443.091, 443.101, 443.131, 443.141, 443.151, F.S.; authorizing rulemaking by the Division of Unemployment Compensation of the Department of Labor and Employment Security; allowing the division to define specified terms; allowing the division to adopt rules regarding total succession, to prescribe by rule the procedures for changing methods of reporting, to determine by rule how partial payments are to be applied, and to adopt rules for monetary and nonmonetary investigations and determinations and for giving notice to affected claimants and employees; providing an effective date.

—was referred to the Committee on Commerce and Economic Opportunities.

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By Senator Burt—

**SB 2096**—A bill to be entitled An act relating to human immunodeficiency virus testing; amending s. 381.004, F.S.; providing for disclosure of HIV test results to the patient’s health care providers; requiring HIV testing of certain health care facility patients; providing that health care providers receiving HIV test results must maintain their confidentiality; amending s. 395.3025, F.S.; providing for inclusion of results of required HIV tests in patient records; providing an effective date.

—was referred to the Committee on Health Care.

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**SR 2098**—Not referenced.

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By Senator Forman—

**SB 2100**—A bill to be entitled An act relating to postsecondary education; amending s. 232.2466, F.S.; revising requirements for the college-ready diploma program; amending s. 239.117, F.S.; exempting specified students from postsecondary fees; amending s. 239.225, F.S.; revising provisions relating to the Vocational Improvement Program; amending s. 240.1163, F.S.; revising dual enrollment provisions; amending s. 240.235, F.S.; exempting specified university students from fees; amending s. 240.321, F.S., relating to duties of community college district

boards of trustees; requiring notification of alternative remedial options; amending s. 240.324, F.S., relating to the community college accountability process; providing for coinciding reporting deadlines; clarifying language; amending s. 240.35, F.S.; exempting specified community college students from fees; amending s. 240.36, F.S.; revising provisions relating to the uses of a trust fund for community colleges; amending s. 240.382, F.S.; correcting a cross-reference; amending s. 240.4097, F.S., relating to the Florida Postsecondary Student Assistance Grant Program; requiring the establishment of application deadlines; requiring the State Board of Community Colleges to develop a methodology relating to offering baccalaureate programs at community colleges; requiring recommendations; amending s. 246.201, F.S.; revising legislative intent; amending s. 246.203, F.S.; renaming the State Board of Independent Postsecondary Vocational, Technical, Trade, and Business Schools the State Board of Nonpublic Career Education; revising definition of schools regulated by the board; amending s. 246.205, F.S.; conforming language; amending s. 246.207, F.S.; revising powers and duties of the board; amending s. 246.213, F.S.; conforming language; amending s. 246.215, F.S.; requiring licensing of specified programs by the board; creating s. 246.216, F.S.; providing for exemption from licensure for specified entities; providing for statements of exemption; providing for revocation of statements of exemption; providing for remedies; amending ss. 246.219, 246.220, 246.2265, 246.227, and 246.31, F.S.; conforming language; amending ss. 20.15, 240.40204, 246.011, 246.081, 246.085, 246.091, 246.111, 246.50, 455.2125, 455.554, 467.009, 476.178, 477.023, and 488.01, F.S.; conforming language; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

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**SR 2102**—Not referenced.

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By Senator Kurth—

**SB 2104**—A bill to be entitled An act relating to dogs; amending s. 767.11, F.S.; redefining the term “dangerous dog”; amending s. 767.13, F.S.; providing penalties for a dog owner that disregards the dog’s dangerous propensities; amending s. 828.12, F.S.; providing restrictions on persons who have been adjudicated guilty of or had adjudication withheld for cruelty to animals; providing an effective date.

—was referred to the Committees on Agriculture and Judiciary.

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By Senator Williams—

**SB 2106**—A bill to be entitled An act creating the Federal Equitable Sharing Trust Fund within the office of the Comptroller; providing for revenues received from the Federal Equitable Sharing Program to be deposited into the trust fund; providing for the administration of the trust fund; prohibiting the commingling of trust fund moneys with other state funds; providing that the trust fund is established to meet the requirements of the United States Department of Justice and the United States Department of Treasury; providing a contingent effective date.

—was referred to the Committee on Ways and Means.

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By Senator Bankhead—

**SR 2108**—A resolution abating the Censure of a lobbyist.

—was referred to the Committee on Rules and Calendar.

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By Senators Lee and Grant—

**SB 2110**—A bill to be entitled An act relating to school attendance; amending s. 228.041, F.S.; clarifying definition of the term “home education program”; amending s. 229.808, F.S.; providing that definition of the term “nonpublic school” does not include home education program for purpose of survey requirements; amending s. 232.01, F.S., relating to school attendance; clarifying provisions relating to state or school district control of home education programs; amending s. 232.02, F.S.;

providing that private tutoring may be used to meet regular school attendance requirements; revising provisions relating to home education programs; clarifying inspection of portfolio; providing for parental selection of method of evaluation; revising process for reporting and submitting written evaluation and test results to superintendent; creating s. 232.0202, F.S.; providing requirements for private tutoring programs; amending s. 232.021, F.S.; providing that attendance reporting requirements do not apply to home education programs; amending ss. 232.425, 240.116, 240.321, 240.40202, 240.40205, and 240.40206, F.S.; correcting cross references and conforming provisions; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

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By Senators Kurth and Crist—

**SB 2112**—A bill to be entitled An act relating to privately operated correctional facilities; amending s. 957.04, F.S.; requiring such facilities to operate under the same conditions as publicly operated facilities; creating s. 957.061, F.S.; requiring the creation of a cooperative transfer agreement; amending s. 957.08, F.S.; revising standards for use in determining capacity requirements for such facilities; prohibiting such facilities from housing certain inmates; creating s. 957.035, F.S.; prohibiting certain conduct by commission members, employees, and consultants; providing an effective date.

—was referred to the Committees on Criminal Justice; and Executive Business, Ethics and Elections.

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By Senator Childers—

**SB 2114**—A bill to be entitled An act relating to taxation; amending s. 196.199, F.S.; providing for certain leasehold interests in property owned by a governmental unit to be taxed as real property; reenacting s. 199.023(1)(d), F.S., relating to the definition of “intangible personal property”; providing an effective date.

—was referred to the Committees on Community Affairs; and Ways and Means.

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By Senator Holzendorf—

**SB 2116**—A bill to be entitled An act relating to tobacco products dealers; amending s. 569.006, F.S.; providing for administrative penalties against a tobacco products dealer when an employee, agent, or servant of the dealer has unlawfully sold or otherwise transferred tobacco products to a minor; repealing s. 569.008(5), F.S., relating to liability of dealers for unlawful acts by their employees, agents, or servants; providing an effective date.

—was referred to the Committee on Regulated Industries.

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By Senator Campbell—

**SB 2118**—A bill to be entitled An act relating to fees for towing and storage of vehicles; amending s. 713.78, F.S.; limiting the fees that may be charged for towing and storing stolen vehicles; providing a cause of action; providing damages; providing for attorney’s fees; providing an effective date.

—was referred to the Committee on Transportation.

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By Senators Harris and Latvala—

**SB 2120**—A bill to be entitled An act relating to the shipment of wine; amending s. 561.545, F.S.; decreasing the penalty imposed for the offense of shipping or transporting any alcoholic beverage from an out-of-state location directly to a person in this state; providing for the penalty to remain unchanged if the person who receives the alcoholic beverage

is less than 21 years of age; providing that the prohibition against shipping alcoholic beverages to state residents does not apply to the direct shipment of wine from outside the state to an individual of a specified age or older for personal use and not for resale; prohibiting the shipment of more than a specified amount of wine to the same individual within a specified period; amending ss. 562.15, 562.16, F.S., relating to a prohibition against possessing alcoholic beverages on which taxes have not been paid; providing that such prohibition is inapplicable to the possession of wine shipped directly to an individual from outside the state for personal use and not for resale; limiting the amount of such wine an individual may receive within a specified period; amending s. 564.06, F.S.; providing that certain excise taxes on wine are not required for wine shipped directly from outside the state for personal use and not for resale; providing that the delivery of such wine does not constitute a sale for purposes of the Beverage Law; providing an effective date.

—was referred to the Committees on Regulated Industries; and Ways and Means.

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By Senators Lee, Bronson and Williams—

**SB 2122**—A bill to be entitled An act relating to securities transactions; amending s. 517.12, F.S.; limiting certain assessment fee reductions under certain circumstances; amending s. 517.1203, F.S.; providing for allocations from the Securities Guaranty Fund for certain purposes; providing for certain additional disbursements from the fund; extending the period for filing claims; authorizing the Department of Banking and Finance to adopt rules; creating s. 517.1204, F.S.; creating the Investment Fraud Restoration Financing Corporation; providing purposes; providing for a board of directors; providing powers and duties of the corporation; authorizing the department and the corporation to enter into service contracts for certain purposes; authorizing the corporation to issue evidences of indebtedness for payment of certain claims; providing requirements and limitations; authorizing the corporation to validate bond obligations; exempting the corporation from certain taxes and assessments; providing application; prohibiting benefits or earnings of the corporation from inuring to private persons; providing for reversion of corporate property to the Securities Guaranty Fund upon dissolution of the corporation; providing for the State Board of Administration to be trustee of the corporation’s securities; amending s. 517.131, F.S.; providing a limitation on allocations from the Securities Guaranty Fund under certain circumstances; providing an effective date.

—was referred to the Committees on Banking and Insurance; Governmental Reform and Oversight; and Ways and Means.

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By Senator Kirkpatrick—

**SB 2124**—A bill to be entitled An act relating to the National Pollutant Discharge Elimination System; amending s. 86, ch. 93-213, Laws of Florida; deleting a requirement for the repayment of a loan; providing an effective date.

—was referred to the Committees on Natural Resources; Governmental Reform and Oversight; and Ways and Means.

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By Senator Hargrett—

**SB 2126**—A bill to be entitled An act relating to pharmacy practice; amending s. 409.908, F.S.; deleting a requirement that the Agency for Health Care Administration implement a variable dispensing fee for prescribed medicines for medicaid recipients; amending s. 465.003, F.S.; revising the definition of the term “practice of the profession of pharmacy”; creating s. 465.0123, F.S.; providing requirements for licensure as a pharmacist practitioner and prescribing the scope of practice of one so licensed; amending s. 465.022, F.S.; providing for the adoption of rules relating to practice in a pharmacy; providing an effective date.

—was referred to the Committees on Health Care; and Ways and Means.

By Senator Myers—

**SB 2128**—A bill to be entitled An act relating to regulation of professions; amending s. 455.225, F.S.; correcting an inadvertent omission of a reference in a provision relating to probable cause determinations; amending s. 455.564, F.S.; authorizing the Department of Health and regulatory boards under the department to refuse to issue an initial license under circumstances relating to ongoing investigations or prosecutions of certain applicants; amending s. 455.565, F.S.; requiring certain applicants for restricted licensure as a physician to submit a set of fingerprints; amending ss. 20.43, 120.80, 212.08, 215.37, 240.215, 310.102, 337.162, 381.0039, 383.32, 395.0193, 395.0197, 395.3025, 400.211, 400.491, 400.518, 408.061, 408.704, 409.2598, 415.1055, 415.5055, 415.51, 440.13, 455.565, 455.5651, 455.641, 455.651, 455.698, 455.717, 457.103, 458.307, 458.311, 458.3115, 458.3124, 458.319, 458.331, 458.343, 458.347, 459.004, 459.008, 459.015, 459.019, 459.022, 460.404, 460.4061, 460.407, 461.004, 461.007, 461.013, 462.01, 463.002, 463.003, 463.016, 464.004, 465.004, 465.006, 466.004, 466.007, 466.018, 466.022, 466.028, 467.003, 468.1135, 468.1145, 468.1185, 468.1295, 468.1665, 468.1755, 468.1756, 468.205, 468.219, 468.364, 468.365, 468.402, 468.4315, 468.453, 468.456, 468.4571, 468.506, 468.507, 468.513, 468.518, 468.523, 468.526, 468.532, 468.535, 468.701, 468.703, 468.707, 468.711, 468.719, 468.801, 468.811, 469.009, 470.003, 470.036, 471.008, 471.015, 471.033, 471.038, 472.015, 473.3035, 473.308, 473.311, 473.323, 474.204, 474.214, 474.2145, 475.021, 475.181, 475.25, 475.624, 476.204, 477.029, 480.044, 481.2055, 481.213, 481.225, 481.2251, 481.306, 481.311, 481.325, 483.805, 483.807, 483.901, 484.002, 484.003, 484.014, 484.042, 484.056, 486.023, 486.115, 486.172, 489.129, 489.533, 490.004, 490.00515, 490.009, 490.015, 491.004, 491.0047, 491.009, 491.015, 492.103, 492.113, 627.668, 627.912, 636.039, 641.27, 641.316, 641.55, 766.106, 766.305, 766.308, 766.314, 817.505, and 937.031, F.S.; correcting references, cross-references, definitions, and terminology relating to authority and jurisdiction of the Department of Health; amending ss. 215.20, 391.208, 391.217, 400.5575, 408.20, and 641.60, F.S.; correcting cross-references relating to the Health Care Trust Fund; amending ss. 39.01, 320.0848, 381.026, 381.0261, 381.0302, 395.0191, 395.1041, 395.301, 404.22, 409.906, 415.503, 440.106, 440.13, 440.134, 440.15, 455.684, 455.691, 455.697, 455.698, 456.31, 456.32, 461.001, 461.002, 461.003, 461.004, 461.006, 461.009, 461.012, 461.013, 461.0134, 461.014, 461.015, 461.018, 464.003, 468.301, 468.302, 468.304, 468.307, 468.314, 476.044, 477.0135, 483.901, 486.161, 621.03, 627.351, 627.357, 627.419, 627.6482, 627.912, 641.425, 725.01, 766.101, 766.102, 766.103, 766.105, 766.110, 766.1115, 893.02, and 984.03, F.S.; revising terminology relating to podiatry and podiatrists; providing an effective date.

—was referred to the Committee on Health Care.

**SR 2130**—Not referenced.

By Senator Clary—

**SB 2132**—A bill to be entitled An act relating to the Historic Pensacola Preservation Board of Trustees; amending s. 266.0015, F.S.; deleting the requirement that moneys from admissions to and rental of facilities and properties of the board be deposited into the board's operating trust fund; amending s. 266.0018, F.S.; providing for depositing such moneys into an account of the board's direct-support organization; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; Community Affairs; and Ways and Means.

By Senator Grant—

**SB 2134**—A bill to be entitled An act relating to insurance receivership; creating the "Interstate Insurance Receivership Compact"; providing purposes; providing definitions; establishing the Interstate Insurance Receivership Commission; providing powers of the commission; providing for membership of the commission; providing for an executive director and staff; providing for immunity from liability for the commission and staff; providing for meetings; providing for rulemaking functions; providing for oversight and dispute resolution; providing proce-

dures; providing receivership functions; providing for financing of commission expenses; authorizing the commission to levy and collect an annual assessment from member states and insurers; specifying a rate of assessment; providing limitations; exempting the commission from all taxation; providing for effect of the compact; providing for amendment of the compact; providing for withdrawal from the compact; providing consequences for default by a compacting state; providing for dissolution of the compact; providing severability and construction; providing for binding effect of the compact; providing an effective date.

—was referred to the Committees on Banking and Insurance; Governmental Reform and Oversight; and Ways and Means.

By Senator Grant—

**SB 2136**—A bill to be entitled An act relating to education; amending s. 240.61, F.S.; revising the due date for a report on the college reach-out program; removing the requirement for including longitudinal cohort assessment; repealing s. 240.154, F.S., which provides for undergraduate enhancement; repealing s. 240.278, F.S., which provides for the establishment and use of the Quality Assurance Fund; repealing s. 240.521, F.S., which provides for the establishment of a state university or a branch of an existing state university to be located in East Central Florida; repealing s. 240.522, F.S., which provides for the establishment of a university in Southwest Florida; repealing s. 240.523, F.S., which provides for the establishment of a 4-year college in Dade County; repealing s. 240.525, F.S., which provides for the establishment of a state university or branch of an existing state university or state college in Duval County; providing an effective date.

—was referred to the Committee on Education.

By Senator Campbell—

**SB 2138**—A bill to be entitled An act relating to the judiciary; increasing membership of the Supreme Court; authorizing satellite offices for justices of the court; creating s. 35.044, F.S.; creating a Sixth District Court of Appeal; amending ss. 35.03, 35.042, F.S.; redistricting the remaining five district courts of appeal; amending s. 35.05, F.S.; providing for the headquarters of the new appellate district; amending s. 35.06, F.S.; providing for the number of judges in the new district; providing an effective date.

—was referred to the Committees on Judiciary; and Ways and Means.

By Senator Lee—

**SJR 2140**—A joint resolution proposing the creation of Section 18 of Article X of the State Constitution to state the rights of parents to consent to their minor children's medical treatment, including abortion.

—was referred to the Committees on Judiciary; and Rules and Calendar.

By Senator Campbell—

**SB 2142**—A bill to be entitled An act relating to the Everglades Program; creating s. 373.45921, F.S.; creating the "Everglades Restoration and Property Tax Reduction Act"; providing legislative findings with respect to the funding of the costs of pollution abatement for Everglades restoration; defining terms; directing the South Florida Water Management District to create an Everglades Program Stormwater Utility; authorizing the imposition of a stormwater utility fee; amending s. 373.4592, F.S.; providing for a reduction in the ad valorem tax millage rate cap in the Okeechobee Basin; providing an expiration date for the tax; providing for a refund of taxes collected; providing an effective date.

—was referred to the Committees on Natural Resources; Agriculture; and Ways and Means.



By Senator Myers—

**SJR 2144**—A joint resolution proposing the creation of Section 19 of Article VII of the State Constitution to provide for deposit and investment of moneys the state receives from settling the lawsuit against the tobacco industry.

—was referred to the Committees on Rules and Calendar; and Ways and Means.

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By Senator Silver—

**SB 2146**—A bill to be entitled An act relating to managed care nondiscrimination; amending ss. 408.706, 627.6472, F.S.; creating s. 641.3923, F.S.; prohibiting accountable health partnerships, exclusive provider organizations, and health maintenance organizations from discriminating with respect to participation, reimbursement, or indemnification as to any provider who is acting within the scope of the provider's licensure and certification; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Health Care.

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By Senator Campbell—

**SB 2148**—A bill to be entitled An act relating to the judiciary; providing legislative intent to provide insurance benefits to judicial branch; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Reform and Oversight; and Ways and Means.

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By Senator Campbell—

**SB 2150**—A bill to be entitled An act relating to state financial assets; providing definitions; providing that a contract manager who, through culpable negligence, causes a loss of state financial assets of more than a specified amount commits the offense of culpable negligence causing public financial injury; providing penalties; requiring that certain contracts on behalf of the state provide notice of the act; providing that failure to provide such notice is not a defense to prosecution under the act; authorizing the state attorney or statewide prosecutor to prosecute the offense of culpable negligence causing public financial injury; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; Criminal Justice; and Ways and Means.

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By Senator Campbell—

**SB 2152**—A bill to be entitled An act relating to certificates of need; repealing ss. 408.031-408.045, F.S., the Health Facility and Services Development Act; providing an effective date.

—was referred to the Committees on Health Care; and Ways and Means.

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By Senator Clary—

**SB 2154**—A bill to be entitled An act relating to education; amending s. 20.15, F.S.; creating additional divisions of the Department of Education; amending s. 229.79, F.S.; amending provisions relating to suppliers who supply commodities and services to schools in this state; amending s. 235.014, F.S.; amending functions of the department relating to educational and ancillary facilities and plants; amending s. 235.212, F.S.; amending provisions relating to requirements for placing operable glazing in educational facilities; amending s. 235.31, F.S.; allowing an authorized review authority other than the department to review certain documents to confirm that certain projects are in compliance with building and fire codes; amending s. 235.4351, F.S.; allowing certain school

projects to receive special consideration for waivers from specified requirements of ch. 235, F.S.; amending s. 404.056, F.S.; amending requirements for mandatory testing to determine the level of indoor radon in certain school buildings and at certain school sites; amending s. 486.607, F.S.; requiring persons who act as inspectors and plans examiners under s. 235.26, F.S., to obtain certificates under part XII of ch. 468, F.S., but only after their UBCI certification expires; providing an effective date.

—was referred to the Committees on Education; Governmental Reform and Oversight; and Ways and Means.

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By Senator Horne—

**SB 2156**—A bill to be entitled An act relating to education; creating s. 236.08106, F.S., relating to the Excellent Teaching Program; providing legislative findings and intent; authorizing monetary incentives and rewards for teaching excellence; providing for annual allocations to districts; providing fee subsidies for participating in the certification program of the National Board of Professional Teaching Standards; requiring the distribution of certain monetary rewards to teachers; providing eligibility criteria; requiring release time for certain activities; providing for certain stipends; requiring certain district expenditures for professional development of teachers; amending s. 236.081, F.S.; authorizing categorical funding for the Excellent Teaching Program; amending s. 231.173, F.S., relating to certification of experienced out-of-state teachers and administrators; deleting a requirement for superintendents to request certification; providing for issuance of a professional certificate to individuals certified by the National Board of Professional Teaching Standards; conforming provisions; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

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By Senator Dudley—

**SB 2158**—A bill to be entitled An act relating to the judiciary; amending s. 26.031, F.S.; increasing the number of judges for specified judicial circuits; amending s. 34.022, F.S.; increasing the number of judges for specified county courts; providing for the filling of vacancies occurring as a result of the creation of judicial offices; providing effective dates.

—was referred to the Committees on Judiciary; and Ways and Means.

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By Senator Campbell—

**SB 2160**—A bill to be entitled An act relating to education; amending s. 229.551, F.S.; providing for nonpublic postsecondary education institutions to use the common course designation and numbering system used by public institutions; amending s. 240.115, F.S.; providing guidelines for awarding credit for transfer students; amending s. 246.013, F.S.; providing institutional qualifications for participation in the common course designation and numbering system; providing for payment of costs; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

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By Senator Silver—

**SB 2162**—A bill to be entitled An act relating to the Parole Commission; amending s. 947.04, F.S.; providing for the rate of pay for temporary duty on the commission to be established each year in the General Appropriations Act; providing an effective date.

—was referred to the Committees on Criminal Justice; and Ways and Means.

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By Senator Latvala—

**SB 2164**—A bill to be entitled An act relating to emergency telephone number "911" services; amending s. 365.171, F.S.; providing for indem-

nification and limitation of liability for local governments and wireless telecommunications service providers that provide 911 service; providing an effective date.

—was referred to the Committees on Community Affairs and Judiciary.

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By Senator Dudley—

**SB 2166**—A bill to be entitled An act relating to alcoholic beverages; creating the “Ryan P. Grillo Memorial Act”; amending s. 561.703, F.S.; providing definitions; amending s. 561.705, F.S.; requiring that certain vendors provide courses of instruction to employees and managers who sell alcoholic beverages; requiring written policies; requiring that the vendor maintain employment records; requiring that the vendor post certain signs; repealing ss. 561.701, 561.706, F.S., relating to the Florida Responsible Vendor Act, exemptions from license suspension or revocation, and mitigation for certain violations of the beverage law; providing an effective date.

—was referred to the Committee on Regulated Industries.

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By Senator Kirkpatrick—

**SB 2168**—A bill to be entitled An act relating to firesafety; amending ss. 633.022, 633.085, F.S.; deleting requirements that state-leased buildings and space be subject to the same firesafety and inspection requirements as state-owned buildings and space; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Community Affairs.

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By Senator Dudley—

**SB 2170**—A bill to be entitled An act relating to dependency proceedings; declaring legislative intent to review part IV, ch. 39, F.S., and ch. 415, F.S., as they affect dependency proceedings.

—was referred to the Committees on Children, Families and Seniors; and Rules and Calendar.

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By Senator Holzendorf—

**SB 2172**—A bill to be entitled An act relating to public assistance; providing legislative intent and findings; providing for demonstration projects to be implemented which require drug testing for individuals who apply for temporary assistance or services under the “Work and Gain Economic Self-sufficiency (WAGES) Act”; providing for expiration of the demonstration projects unless reauthorized by the Legislature; directing the Department of Children and Family Services to implement the demonstration projects in specified service areas of the department; requiring certain notice; providing procedures for screening, testing, retesting, and appeal of test results; providing for notice of local substance abuse programs; requiring the department to provide for substance abuse treatment programs for certain persons; specifying circumstances resulting in termination of temporary assistance or services; requiring the department and the local WAGES coalitions to evaluate the demonstration projects and report to the WAGES Program State Board of Directors and the Legislature; providing an effective date.

—was referred to the Committees on Children, Families and Seniors; Commerce and Economic Opportunities; and Ways and Means.

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By Senator Holzendorf—

**SB 2174**—A bill to be entitled An act relating to collective bargaining; amending s. 447.403, F.S.; revising procedures for resolving certain impasses; providing duties of parties; requiring a special master to hold public hearings under certain circumstances; requiring a legislative body to hold a public hearing under certain circumstances; providing

duties of the Public Employees Relations Commission; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; Rules and Calendar; and Ways and Means.

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By Senator Holzendorf—

**SB 2176**—A bill to be entitled An act relating to the Minority Business Advocacy and Assistance Office; expressing the legislative intent to revise the powers and duties of that office.

—was referred to the Committees on Commerce and Economic Opportunities; and Ways and Means.

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By Senator Clary—

**SB 2178**—A bill to be entitled An act relating to state land sales; amending s. 253.111, F.S.; providing criteria for the pricing of land sold to a county by the Board of Trustees of the Internal Improvement Trust Fund; providing an effective date.

—was referred to the Committees on Natural Resources; Community Affairs; and Ways and Means.

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By Senator Holzendorf—

**SB 2180**—A bill to be entitled An act relating to school safety; amending s. 229.58, F.S.; providing duties of school advisory councils with respect to School Environmental Safety Incident Reports; amending s. 230.2318, F.S.; providing duties of school resource officers with respect to School Environmental Safety Incident Reports; creating s. 232.2565, F.S.; requiring development of school programs; providing reporting requirements; providing for a School Environmental Safety Incident Report; providing duties of the Department of Education; providing duties of the Office of Program Policy Analysis and Government Accountability in evaluating school safety reporting procedures; providing for school safety awards; amending s. 232.26, F.S.; providing for reporting school safety issues; providing an effective date.

—was referred to the Committees on Education; Rules and Calendar; and Ways and Means.

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By Senators Cowin and Dudley—

**SB 2182**—A bill to be entitled An act relating to health care; amending s. 455.654, F.S., the “Patient Self-Referral Act of 1992”; redesignating the section as the “Patient Self-Referral Act”; redefining the term “referral”; providing an effective date.

—was referred to the Committee on Health Care.

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By Senators Dyer, Campbell, Klein, Meadows, Silver, Turner, Forman, Rossin, Kurth and Williams—

**SB 2184**—A bill to be entitled An act relating to enhanced penalties for felonies and misdemeanors; amending s. 775.085, F.S.; providing enhanced penalties for offenses committed against a child or an older adult; amending s. 874.04, F.S.; requiring that a court impose certain enhanced penalties if the offender was a member of a criminal street gang at the time of the offense or if the offense was part of any gang-related activity; providing an effective date.

—was referred to the Committees on Criminal Justice; and Ways and Means.

By Senator Silver—

**SB 2186**—A bill to be entitled An act relating to partnership filings administered by the Department of State; amending s. 620.8101, F.S.; defining the terms “foreign limited liability partnership” and “limited liability partnership” and redefining the term “statement”; amending ss. 620.8103, 620.8105, 620.81055, 620.8106, 620.8201, 620.8303, 620.8304, 620.8306, 620.8307, 620.8701, 620.8702, 620.8703, 620.8704, 620.8801, 620.8805, 620.8806, 620.8807, 620.8903, 620.8906, 620.8907, F.S.; conforming statutory cross-references; providing for registration requirements; providing document filing fees; providing for governing law; providing for partners’ liability; providing for actions for and against partners; providing for purchase of dissociated interests; providing for settlement and contribution; providing for conversions; providing for the effect of merger; creating ss. 620.9001, 620.9002, 620.9003, 620.9004, 620.9101, 620.9102, 620.9103, 620.9104, 620.9105, 620.187, F.S.; adopting the model act provisions of the limited liability partnership act into the Revised Uniform Partnership Act of 1995; providing for statement of qualification, name, annual report, statement of foreign qualification, effect of failure to qualify, activities not constituting transacting business, action by Attorney General, and limited liability limited partnerships; amending s. 865.09, F.S.; providing for conditions for exemption from fictitious name registration; providing for the use of corporate names; redesignating s. 620.90, F.S., as s. 620.9901, F.S., relating to applicability; redesignating s. 620.91, F.S., as s. 620.9902, F.S., relating to a saving clause; repealing ss. 620.78, 620.781, 620.782, 620.783, 620.784, 620.785, 620.786, 620.787, 620.788, 620.7885, 620.7887, 620.789, F.S., relating to registered limited liability partnerships; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Judiciary; and Ways and Means.

By Senator Silver—

**SB 2188**—A bill to be entitled An act relating to regulation of professions; transferring, renumbering, and amending ss. 501.057, 501.0571, 501.0573, 501.0575, 501.0577, 501.0581, F.S.; transferring the Florida Commercial Weight-Loss Practices Act from ch. 501, F.S., relating to consumer protection, to ch. 468, F.S., relating to professions and occupations; redefining the activity that constitutes a weight-loss program; revising notice requirements; transferring authority from the Department of Agriculture and Consumer Services to the Department of Health; creating s. 468.826, F.S.; describing what constitutes an unlawful practice; creating s. 468.828, F.S.; requiring weight-loss providers to obtain permits; prescribing procedures for applying for permits; providing for fees; creating s. 468.829, F.S.; requiring display of permits; creating s. 468.519, F.S.; describing the offense of sexual misconduct in the practice of dietetics and nutrition; amending s. 455.604, F.S.; requiring instruction in HIV and AIDS for persons licensed as dietitians and nutritionists; repealing s. 468.505(1)(k), F.S., relating to exemption of certain persons from dietitian/nutritionist licensure; providing penalties; providing an effective date.

—was referred to the Committees on Health Care; Governmental Reform and Oversight; and Ways and Means.

By Senator Silver—

**SB 2190**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; providing an exemption from the tax for the governing board of any public pension plan; providing an effective date.

—was referred to the Committees on Ways and Means Subcommittee E (Finance and Tax); Ways and Means; and Commerce and Economic Opportunities.

By Senator Silver—

**SB 2192**—A bill to be entitled An act relating to the Florida Election Code; amending s. 97.021, F.S.; providing a definition; amending s. 101.62, F.S.; providing procedures for requesting absentee ballots;

amending s. 101.64, F.S.; modifying the form for the secrecy envelope for absentee ballots; amending s. 101.65, F.S.; modifying the instructions to absentee electors; amending s. 104.012, F.S.; increasing the criminal penalty for certain acts relating to registration of voters; amending s. 104.013, F.S.; increasing the criminal penalty for unauthorized use or destruction of a voter registration identification card; amending s. 104.031, F.S.; increasing the criminal penalty for false declaration to secure assistance in preparing a ballot; creating s. 104.042, F.S.; providing a criminal penalty for perpetrating or aiding in the perpetration of any fraud or misconduct in connection with an absentee ballot; creating s. 104.043, F.S.; providing an inference with respect to the possession of an altered or fraudulent absentee ballot; amending s. 104.045, F.S.; increasing the criminal penalty for vote selling; amending s. 104.051, F.S.; increasing the criminal penalty for corrupt practices; amending s. 104.0515, F.S.; increasing the criminal penalty for interference with or deprivation of voting rights; amending s. 104.061, F.S.; increasing the criminal penalty for corruptly influencing voting; amending s. 104.081, F.S.; increasing the criminal penalty for threats of employers to control employees’ votes; amending s. 104.185, F.S.; increasing the criminal penalty for signing a petition more than once; providing an effective date.

—was referred to the Committees on Executive Business, Ethics and Elections; and Ways and Means.

By Senator Clary—

**SB 2194**—A bill to be entitled An act relating to the Ecosystem Management and Restoration Trust Fund; amending s. 403.1651, F.S.; directing the Department of Environmental Protection to establish a pilot program for the disposition of civil penalties; requiring reports; providing an effective date.

—was referred to the Committees on Natural Resources; and Ways and Means.

By Senator Clary—

**SB 2196**—A bill to be entitled An act relating to transportation administration; amending s. 338.223, F.S.; requiring a determination of environmental feasibility before the acquisition of right-of-way for a proposed turnpike project; providing an effective date.

—was referred to the Committees on Transportation and Natural Resources.

By Senator Bankhead—

**SB 2198**—A bill to be entitled An act relating to programs and services for juveniles; providing a short title; creating the Florida Children’s Cabinet within the Executive Office of the Governor; providing for membership; requiring the Children’s Cabinet to hold public meetings; providing for appropriations to the Children’s Cabinet; requiring that the Children’s Cabinet coordinate programs to prevent juvenile crime and victimization; requiring that the Children’s Cabinet submit a multi-agency plan to the Legislature; providing for regional workshops; requiring a report to the Legislature; amending s. 216.0166, F.S., relating to performance-based budget requests; requiring certain agencies to conform budget requests to the multiagency plan for preventing juvenile crime and victimization; amending s. 230.2316, F.S.; requiring coordination between a school district’s dropout-prevention program and juvenile assessment centers; amending s. 230.23161, F.S.; requiring that the Department of Education adopt rules governing the allocation of funds for educational services provided by a school district at a facility of the Department of Juvenile Justice; specifying a percentage of funds to be allocated for direct educational services; providing legislative intent with respect to educational programs operated by the Department of Juvenile Justice; requiring that the Juvenile Justice Advisory Board conduct a study of the educational programs for juvenile offenders; providing for the board to report to the Governor and the Legislature; requiring the board to hold public hearings; providing an appropriation; requiring that the Office of Program Policy Analysis and Government Accountability conduct a performance review of educational programs

for juvenile offenders; amending s. 237.34, F.S.; revising the requirements for program expenditures by school districts; creating s. 985.317, F.S.; providing legislative intent with respect to a functional literacy program for juvenile offenders; providing for the Department of Juvenile Justice to develop and administer a functional literacy program in residential commitment programs of the department; providing requirements for juveniles in participating in the program; specifying requirements for the program; providing for an initial assessment when a juvenile is admitted to a residential commitment facility; providing for certain juveniles to be exempt from participating in the literacy program; requiring that the Juvenile Justice Advisory Board evaluate the program and report to the Legislature; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Reform and Oversight; and Ways and Means.

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By Senator Clary—

**SB 2200**—A bill to be entitled An act relating to boating safety and emergency responses; amending s. 316.003, F.S.; redefining the term “authorized emergency vehicles” to include reference to vehicles of the Department of Environmental Protection; amending s. 327.02, F.S.; redefining the term “operate” with respect to vessels; amending s. 327.352, F.S.; revising language with respect to the operation of a vessel while under the influence; providing Legislative intent; restoring a penalty for refusal to submit to chemical or physical testing; conforming provisions relating to boating under the influence to driving under the influence; creating s. 327.35201, F.S.; restoring a penalty for refusal to submit to chemical testing; amending s. 327.50, F.S.; revising language with respect to vessel safety regulations, equipment and lighting requirements to clarify responsibility for compliance; amending s. 327.731, F.S.; increasing the number of convictions necessary for mandatory education; clarifying compliance procedures; providing effective dates.

—was referred to the Committees on Natural Resources and Criminal Justice.

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By Senators Dyer, Campbell, Klein, Meadows, Silver, Turner, Forman, Rossin, Kurth and Williams—

**SB 2202**—A bill to be entitled An act relating to parole; amending s. 775.082, F.S.; providing that a defendant may not be granted parole from a sentence imposed for an offense committed on or after a specified date if a child or older adult was the victim of the offense or if the offense was part of any gang-related activity; providing an effective date.

—was referred to the Committees on Criminal Justice; and Ways and Means.

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By Senators Hargrett and Meadows—

**SB 2204**—A bill to be entitled An act relating to affordable housing; amending s. 290.0301, F.S.; changing the title of the “Community Development Corporation Support and Assistance Program Act” to the “Invest in Neighborhood Vitality and Economies Act”; advancing the date of the repeal of the act to June 30, 2007; amending s. 290.0311, F.S.; revising language with respect to legislative findings; providing reference to community-based development organizations; amending s. 290.032, F.S.; revising language with respect to policy and purpose; amending s. 290.033, F.S.; defining terms; amending s. 290.034, F.S.; revising language with respect to funding; amending s. 290.035, F.S.; revising language with respect to eligibility for assistance; amending s. 290.036, F.S.; providing for the community-based development organization support program; providing for a three-tiered funding system; providing for administrative grants and procedures; amending s. 290.0365, F.S.; providing for a community-based development training and technical assistance program; amending s. 290.037, F.S.; revising language with respect to the community development deferred payment loan program; amending s. 290.038, F.S.; revising language with respect to the authority and duties of the Department of Community Affairs; amending s. 290.039, F.S.; revising language with respect to reporting requirements;

amending s. 290.0395, F.S.; providing for program performance review and evaluation; providing an effective date.

—was referred to the Committees on Community Affairs; and Ways and Means.

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By Senator Klein—

**SB 2206**—A bill to be entitled An act relating to the termination of pregnancies; amending s. 390.0111, F.S.; prohibiting a physician from performing a partial-birth abortion; providing certain limitations on prosecutions under such prohibition; providing that the prohibition does not apply if the procedure is necessary to save the life of the mother; amending s. 390.011, F.S.; defining the term “partial-birth abortion”; providing an effective date.

—was referred to the Committees on Health Care and Judiciary.

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By Senator Klein—

**SJR 2208**—A joint resolution proposing the repeal of Section 16 of Article III of the State Constitution, relating to legislative apportionment, and the addition of Section 10 to Article II of the State Constitution, relating to the establishment of a commission to reapportion the state legislative districts and redistrict congressional districts; prescribing guidelines for such reapportionment and redistricting; providing for judicial review thereof.

—was referred to the Committees on Rules and Calendar; and Ways and Means.

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By Senator Kurth—

**SB 2210**—A bill to be entitled An act relating to water and wastewater systems; amending s. 367.045, F.S.; requiring a utility that applies for an initial certificate of authorization to perform water and wastewater services to provide specified notice of the application; providing an effective date.

—was referred to the Committee on Regulated Industries.

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By Senator Kurth—

**SB 2212**—A bill to be entitled An act relating to rights of nursing home residents; amending s. 400.023, F.S.; providing a limit on the amount of attorney’s fees that may be recovered from a licensee who has violated a nursing home resident’s rights; providing that an attorney may receive additional fees from his or her client; providing an effective date.

—was referred to the Committee on Health Care.

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By Senator Clary—

**SB 2214**—A bill to be entitled An act relating to postsecondary education; amending s. 240.551, F.S.; renaming the Florida Prepaid Postsecondary Education Expense Program, Board, and Trust Fund the Florida Prepaid College Program, Board, and Trust Fund, respectively; reordering provisions and providing technical revisions; deleting obsolete language; correcting cross references; permitting soliciting and contracting for records administration services; providing for the inclusion of certain fees within advance payment contracts for tuition; providing for the calculation of benefits for state need-based financial aid; prohibiting unlawful representations; amending s. 222.22, F.S.; conforming provisions; amending s. 732.402, F.S.; exempting Florida Prepaid College Program contracts from the probate claims of creditors; reenacting ss. 731.201(13) and 735.301(1), F.S., relating to probate, to incorporate the amendment to s. 732.402, F.S., in references; providing an effective date.

—was referred to the Committees on Education; Governmental Reform and Oversight; and Ways and Means.

By Senator Clary—

**SB 2216**—A bill to be entitled An act relating to state lands; providing for the sale of specified lands by the Board of Trustees of the Internal Improvement Trust Fund; providing for the deposit of funds into the Preservation 2000 Trust Fund; providing an effective date.

—was referred to the Committees on Natural Resources; and Ways and Means.

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**SR 2218**—Not referenced.

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By Senator Klein—

**SB 2220**—A bill to be entitled An act relating to campaign contributions; amending s. 106.08, F.S.; providing limitations on campaign contributions; amending s. 106.011, F.S.; redefining the terms “contributions,” “independent expenditure,” and “political advertisement,” and defining the phrase “in coordination with” for purposes of laws governing campaign contributions; amending s. 106.021, F.S.; deleting an exception to prohibitions on certain direct campaign contributions by political committees or political parties; providing an effective date.

—was referred to the Committee on Executive Business, Ethics and Elections.

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By Senator McKay—

**SB 2222**—A bill to be entitled An act relating to the duties of property appraisers; amending s. 197.122, F.S.; specifying the time within which property appraisers may correct a material mistake of fact in an appraisal; allowing the property appraiser to directly submit a correction and refund order to the tax collector; providing an effective date.

—was referred to the Committees on Community Affairs; and Ways and Means.

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By Senator Campbell—

**SB 2224**—A bill to be entitled An act relating to game promotions; amending s. 849.094, F.S.; redefining the terms “game promotion” and “operator” and defining the term “older individual”; prohibiting certain acts in connection with game promotions and promotional materials therefor; requiring certain information to be printed on envelopes; revising standards for waiver of requirements for maintaining trust accounts or surety bonds; providing penalties, including increased penalties when an unlawful act is against an older individual; providing an effective date.

—was referred to the Committee on Commerce and Economic Opportunities.

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By Senator Kirkpatrick—

**SB 2226**—A bill to be entitled An act relating to distance learning; amending s. 186.022, F.S.; requiring the Florida Distance Learning Council to develop a strategic plan; amending and renumbering ss. 364.509-364.514, F.S.; changing the Florida Distance Learning Network to the Florida Distance Learning Council; revising membership; providing for administrative and clerical support; requiring the review and approval of implementation plans; providing Department of Education duties; creating s. 228.67, F.S.; requiring a distance learning component in certain agency strategic plans; requiring implementation plans by entities appropriated distance learning funds; amending ss. 364.507, 364.515, F.S.; conforming cross-references; repealing s. 364.508(2), F.S., relating to the Florida Distance Learning Network, to conform; providing for review and repeal; providing an effective date.

—was referred to the Committees on Education; Governmental Reform and Oversight; and Ways and Means.

By Senator Campbell—

**SM 2228**—A memorial to the Congress of the United States, urging Congress to establish a federal catastrophe pool.

—was referred to the Committee on Rules and Calendar.

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By Senator Campbell—

**SB 2230**—A bill to be entitled An act revising the “Uniform Commercial Code: Letters of Credit”; creating ss. 675.5101-675.5117, F.S.; revising provisions of the code relating to letters of credit; defining terms; providing formal requirements; providing consideration; providing time and effect of establishment of credit; providing advice of credit, confirmation, error in statement of terms; providing “notation credit”; prescribing issuer’s obligation to its customers; providing availability of credit in portions; providing warranties on transfer and presentment; prescribing time allowed for honor or rejection; providing indemnities; providing issuer’s duty and privilege to honor; providing a right to reimbursement; providing remedy for dishonor or anticipatory repudiation; providing transfer and assignment; providing insolvency of bank holding funds for documentary credit; amending ss. 671.105, 672.512, 679.103, 679.104, 679.105, 679.106, 679.304, 679.305, F.S.; conforming provisions to changes made by the act; repealing ss. 675.101, 675.102, 675.103, 675.104, 675.105, 675.106, 675.107, 675.108, 675.109, 675.110, 675.111, 675.112, 675.113, 675.114, 675.115, 675.116, 675.117, F.S., relating to letters of credit; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; and Judiciary.

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By Senator Ostalkiewicz—

**SB 2232**—A bill to be entitled An act relating to the Florida Highway Patrol; amending s. 321.24, F.S.; deleting authorization for members of the highway-patrol auxiliary to make arrests; providing an effective date.

—was referred to the Committee on Transportation.

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By Senator Klein—

**SB 2234**—A bill to be entitled An act relating to mental health partial hospitalization programs; creating s. 394.92, F.S.; authorizing services, license requirements, and penalties; creating s. 394.921, F.S.; providing definitions; creating s. 394.922, F.S.; requiring an application; creating s. 394.923, F.S.; requiring background screening; creating s. 394.924, F.S.; authorizing fees for licensure and license renewal; creating s. 394.925, F.S.; providing for the issuance and renewal of licenses; creating s. 394.926, F.S.; providing for program standards and rules; creating s. 394.927, F.S.; requiring a quality assurance program; creating s. 394.928, F.S.; providing for enforcement; providing penalties; creating s. 394.929, F.S.; providing for inspection, right of entry, and records; creating s. 394.93, F.S.; providing for denial, suspension, and revocation of licenses; creating s. 394.931, F.S.; requiring the reporting of adverse incidents; creating s. 394.932, F.S.; providing for access to records; creating s. 394.933, F.S.; providing penalties for the alteration and improper disposal of patients’ records; creating s. 394.935, F.S.; providing for compliance with patients’ rights provisions; creating s. 394.936, F.S.; prohibiting rebates; providing penalties for accepting rebates; creating s. 394.937, F.S.; providing criteria for admitting patients; creating s. 394.938, F.S.; requiring partial hospitalization programs to be conducted on licensed premises; providing an effective date.

—was referred to the Committees on Health Care; and Ways and Means.

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By Senator Klein—

**SB 2236**—A bill to be entitled An act relating to public records and meetings; amending s. 394.923, F.S.; providing an exemption from pub-

lic records requirements for the results of background screening of direct-care employees in mental health partial hospitalization programs; amending s. 394.932, F.S.; providing an exemption from public records requirements for records of quality assurance programs for mental health partial hospitalization programs; providing an exemption from public meetings requirements for meetings of quality assurance program committees of such hospitalization programs; creating s. 394.934, F.S.; providing an exemption from public records requirements for clinical records pertaining to mental health partial hospitalization; providing for future review and repeal of these exemptions, unless reenacted by the Legislature; providing a statement of public necessity for each exemption created under this act; providing a contingent effective date.

—was referred to the Committees on Health Care; and Governmental Reform and Oversight.

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**SR 2238**—Not referenced.

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By Senator Williams—

**SB 2240**—A bill to be entitled An act relating to rulemaking authority; amending ss. 14.202, 17.29, 18.22, 20.171, 63.233, 175.341, 177.504, 185.23, 198.08, 199.202, 201.11, 207.011, 210.10, 210.75, 212.17, 212.18, 213.06, 215.62, 215.95, 217.14, 220.182, 220.183, 229.053, 229.515, 230.22, 230.32, 231.261, 235.01, 240.209, 240.227, 240.311, 240.319, 242.331, 246.041, 246.051, 246.071, 246.207, 246.213, 253.03, 253.73, 257.14, 258.007, 258.43, 259.035, 259.041, 265.284, 265.605, 267.031, 280.19, 284.17, 288.709, 292.05, 310.151, 310.185, 319.17, 320.011, 320.69, 320.824, 324.042, 326.003, 327.04, 330.29, 334.044, 339.175, 350.127, 366.05, 367.121, 368.05, 369.20, 369.22, 369.251, 370.021, 370.092, 370.15, 373.043, 373.044, 373.113, 373.171, 373.337, 373.418, 376.07, 377.22, 377.703, 378.205, 378.404, 380.05, 380.0651, 381.0011, 384.33, 391.026, 392.66, 394.879, 395.1055, 403.061, 403.1835, 403.504, 403.523, 403.704, 403.716, 403.805, 403.861, 403.869, 403.9404, 406.04, 408.15, 414.45, 427.013, 430.08, 440.591, 443.171, 455.203, 455.521, 457.104, 458.309, 459.005, 460.405, 461.005, 463.005, 464.006, 465.005, 465.022, 466.004, 466.038, 467.005, 468.1135, 468.1685, 468.204, 468.384, 468.402, 468.507, 468.522, 468.606, 468.705, 468.802, 470.005, 471.008, 472.008, 473.304, 474.206, 475.05, 475.614, 476.064, 477.016, 478.43, 480.035, 481.2055, 481.306, 482.051, 483.805, 484.005, 484.044, 486.025, 488.02, 489.108, 489.507, 490.004, 491.004, 492.104, 494.0011, 496.424, 497.103, 497.105, 498.007, 500.459, 501.014, 501.143, 501.626, 502.014, 503.031, 504.32, 516.22, 516.23, 517.03, 520.994, 526.09, 531.41, 548.003, 553.76, 560.105, 561.11, 570.07, 571.05, 571.24, 574.14, 578.11, 580.036, 583.04, 585.002, 593.103, 616.165, 616.256, 617.01301, 620.1835, 620.81055, 624.308, 624.4431, 626.943, 627.805, 627.9408, 628.535, 633.01, 633.517, 634.021, 634.302, 634.402, 635.081, 636.067, 641.403, 641.56, 648.26, 651.015, 655.012, 681.118, 717.138, 718.501, 719.501, 721.26, 723.006, 916.20, 943.03, 944.09, 947.07, 960.045, 985.405, F.S.; restating rulemaking authority for numerous state officers, departments, divisions, boards, and other entities; repealing s. 258.011, F.S., relating to rules for state parks; amending s. 633.70, F.S.; conforming a cross-reference to a change made by the act; providing an effective date.

—was referred to the Committee on Governmental Reform and Oversight.

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By Senator Hargrett—

**SB 2242**—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; creating s. 932.7051, F.S.; creating the Federal Law Enforcement Trust Fund; providing an effective date.

—was referred to the Committees on Transportation; and Ways and Means.

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By Senator Dudley—

**SB 2244**—A bill to be entitled An act relating to enforcement of orders establishing child support; amending s. 61.1301, F.S.; revising a date to

provide for enforcing certain additional support orders through an income deduction without requiring an amendment to the order or further action by the court; amending s. 409.2567, F.S.; redesignating a trust fund to correct a reference; amending s. 409.2579, F.S.; authorizing the disclosure of certain information for purposes of administering the Title VI-D program for child support enforcement; providing an effective date.

—was referred to the Committees on Judiciary; and Ways and Means.

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By Senator Campbell—

**SB 2246**—A bill to be entitled An act relating to trust funds within the Department of Corrections; amending s. 945.215, F.S.; providing for the Inmate Welfare Trust Fund to be for the benefit of inmates in the department's correctional facilities; requiring that certain additional funds be deposited into the trust fund; authorizing the Secretary of Corrections to invest funds in the Inmate Welfare Trust Fund; authorizing the use of moneys in the Inmate Welfare Trust Fund for certain additional purposes; authorizing moneys in the trust fund to be used for operating inmate chapels, chaplaincy programs, visiting pavilions, libraries, and law libraries; providing for the use of the proceeds derived from canteens and similar sources within private correctional facilities; providing legislative intent; requiring that such moneys be used exclusively for specified purposes; revising requirements for the Employee Benefit Trust Fund within the Department of Corrections; amending s. 945.31, F.S.; providing for restitution and other payments to be deposited into the department's Operating Trust Fund rather than the Grants and Donations Trust Fund; amending s. 944.10, F.S.; providing for certain fees charged by the department for inmate labor to be deposited into the Correctional Work Program Trust Fund rather than the Grants and Donations Trust Fund; amending ss. 945.76, 948.09, 951.23, F.S.; providing for certain fees assessed by the department against a batterers' intervention program, the surcharge paid to the department for electronic monitoring, and fees paid to the department for inspecting local detention facilities to be deposited into the department's Operating Trust Fund rather than the Grants and Donations Trust Fund; providing an effective date.

—was referred to the Committees on Criminal Justice; and Ways and Means.

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By Senator Horne—

**SB 2248**—A bill to be entitled An act relating to the Department of Corrections; requiring that the department develop and implement a pilot project that requires the inmates of a correctional facility to sleep in shifts; requiring that the pilot project be implemented by a specified date; providing requirements for the implementation plan; requiring the department to report to the President of the Senate and the Speaker of the House of Representatives on the implementation of the pilot project; providing an effective date.

—was referred to the Committee on Criminal Justice.

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By Senators Forman and Meadows—

**SB 2250**—A bill to be entitled An act relating to taxation; amending s. 336.025, F.S.; authorizing certain charter counties to use the proceeds of specified local option motor fuel taxes to address needs of homeless persons; providing for distribution of funds from local option motor fuel taxes; providing definitions; authorizing the use of additional fuel tax proceeds for homeless assistance programs that are consistent with the local comprehensive plan; providing an effective date.

—was referred to the Committees on Community Affairs; and Ways and Means.

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By Senator Dyer—

**SB 2252**—A bill to be entitled An act relating to elections; amending s. 101.5614, F.S.; prohibiting election officials from physically altering

or remarking an original ballot; amending s. 101.591, F.S.; requiring the Department of State to audit the voting system in any county in which a recount or election contest has changed the result of an election; amending s. 101.62, F.S.; providing for the release of information relating to absentee ballots to a candidate who has filed an election contest or request for recount; amending s. 102.112, F.S.; requiring the canvassing board and the supervisor of elections if not a member of the board to certify that returns have been tabulated on a certified voting system; amending s. 102.141, F.S.; providing for the appointment of a substitute member of the county canvassing board; requiring a complete manual recount of votes in certain circumstances; providing procedures; amending s. 102.168, F.S.; providing procedures for contesting an election; amending s. 104.30, F.S.; providing a penalty for tampering with a certified voting system without prior approval of the Department of State; creating s. 102.1661, F.S.; providing for discretionary recount of ballots; repealing s. 102.166, F.S., relating to protest of election returns; repealing s. 102.167, F.S., relating to form for protesting election returns; providing an effective date.

—was referred to the Committees on Executive Business, Ethics and Elections; and Ways and Means.

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By Senator Holzendorf—

**SB 2254**—A bill to be entitled An act relating to the construction industry; amending ss. 489.127, 489.531, F.S.; authorizing a county or municipality to require that a licensed journeyman in the plumbing and pipefitting trade, the mechanical trade, the HVAC trade, or the electrical trade be present at any job site where work in the respective trade is being performed; authorizing a county or municipality to specify the ratio of journeymen to apprentices and helpers required at a job site; providing certain limitations; providing an effective date.

—was referred to the Committees on Community Affairs; Regulated Industries; and Governmental Reform and Oversight.

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By Senator Forman—

**SB 2256**—A bill to be entitled An act relating to property tax exemptions; amending s. 196.011, F.S.; providing a retroactive exemption for certain disabled veterans or their surviving spouses; providing for a late application; amending s. 196.091, F.S.; conforming provisions; providing an effective date.

—was referred to the Committees on Community Affairs; and Ways and Means.

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By Senator Cowin—

**SB 2258**—A bill to be entitled An act relating to education (RAB); amending s. 231.02, F.S., relating to qualifications of district school system personnel; deleting certain provisions relating to background check; amending s. 231.096, F.S.; revising provisions relating to teaching out-of-field; amending s. 231.15, F.S.; providing State Board of Education duties relating to teacher certification; amending s. 231.17, F.S.; revising provisions relating to qualification for a temporary certificate; providing certain decisionmaking authority of the Commissioner of Education; amending s. 231.1725, F.S.; deleting provisions relating to employment of noncertificated teachers in critical teacher shortage areas; providing for protection of laws for students performing clinical field experience; amending s. 231.24, F.S.; providing certificate renewal requirements relating to teaching students with limited English proficiency; amending s. 231.261, F.S.; providing rulemaking authority of the Education Practices Commission; amending s. 231.263, F.S.; clarifying provisions relating to the recovery network program for educators; amending s. 231.29, F.S.; requiring State Board of Education rules relating to personnel assessment; amending s. 231.47, F.S.; conforming a cross-reference; amending s. 231.546, F.S., relating to the Education Standards Commission; deleting duties relating to teacher education centers; amending s. 231.600, F.S.; revising requirements of the school district professional development system; creating s. 231.6002, F.S.; requiring school districts to develop professional development plans; providing for stipends and funding; providing for rules; amending s.

231.601, F.S.; deleting provisions relating to teacher education center purposes; amending s. 231.625, F.S.; deleting provisions relating to a teacher referral and recruitment center; requiring establishment of a teacher recruitment and retention services office; amending s. 231.6255, F.S.; revising provisions relating to the Christa McAuliffe Ambassador for Education Program; creating s. 231.63, F.S.; creating the Florida Educator Hall of Fame; providing for nominations, recommendations, and selection of members; repealing s. 231.613, F.S., relating to inservice training institutes; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

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By Senator Clary—

**SB 2260**—A bill to be entitled An act relating to air pollution; amending s. 403.031, F.S.; defining the term “Air Pollution Control Trust Fund”; authorizing the Division of Air Resource Management of the Department of Environmental Protection to administer an air pollution prevention grant program; providing criteria for grants and funding; providing an appropriation; providing an effective date.

—was referred to the Committees on Natural Resources; and Ways and Means.

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By Senator Myers—

**SB 2262**—A bill to be entitled An act relating to human immunodeficiency virus testing; amending s. 381.0035, F.S.; requiring certain information related to HIV testing and counseling to be included in HIV educational courses; amending s. 381.004, F.S.; requiring informed consent before an HIV test may be ordered; requiring certain information to be provided when informed consent is sought; providing requirements with respect to notification and release of test results; authorizing certain disclosures of test results; providing for court orders for testing in specified circumstances; authorizing the Department of Health to make inspections and investigations; providing for emergency action against a registration; providing requirements for model protocols; providing penalties; amending s. 384.25, F.S.; deleting provisions relating to protocols and to notification to school superintendents; amending s. 455.2226, F.S.; requiring certain information related to HIV testing to be included in HIV educational courses for funeral directors and embalmers; providing an effective date.

—was referred to the Committees on Health Care; Judiciary; and Ways and Means.

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By Senator Clary—

**SB 2264**—A bill to be entitled An act relating to educational facilities; declaring legislative intent with respect to hurricane preparedness; providing an effective date.

—was referred to the Committees on Community Affairs; and Ways and Means.

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By Senator Campbell—

**SB 2266**—A bill to be entitled An act relating to the driving records of employees; creating s. 322.71, F.S.; requiring employers to examine the driving records of certain prospective employees and periodically to examine the driving records of certain employees; providing a penalty for violations; providing a duty of the Department of Highway Safety and Motor Vehicles; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; and Criminal Justice.

By Senator McKay—

**SB 2268**—A bill to be entitled An act relating to municipal recall; amending s. 100.361, F.S.; requiring recall petitions to contain the full text of the grounds for recall alleged in the petition; requiring each signature on a petition to be dated; providing for voluntary registration of a petition before signatures are gathered; clarifying duties of the clerk with respect to determining whether petition states grounds for recall; requiring recall petition and defense to contain full text of grounds for recall alleged in the petition and the official's defensive statement; providing an effective date.

—was referred to the Committees on Executive Business, Ethics and Elections; and Community Affairs.

By Senator McKay—

**SB 2270**—A bill to be entitled An act relating to community colleges; creating a pilot program to provide limited bachelor's degree programs at South Florida Community College, Miami-Dade Community College, and Florida Community College; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

By Senator McKay—

**SB 2272**—A bill to be entitled An act relating to red tide research and mitigation; requiring the Secretary of Environmental Protection to create the Red Tide Study Committee; providing for committee membership and duties; requiring an interim report and a final report to the Legislature; requiring the Mote Marine Laboratory to undertake a project; providing project goals; providing legislative intent; providing duties of the marine laboratory; requiring the marine laboratory to consult with the study committee; providing an appropriation; providing an effective date.

—was referred to the Committees on Natural Resources; and Ways and Means.

By Senator McKay—

**SB 2274**—A bill to be entitled An act relating to driving under the influence of alcohol or drugs; providing that a motor vehicle is contraband and subject to forfeiture under the Florida Contraband Forfeiture Act if the motor vehicle is driven by a person under the influence of alcohol or drugs and the person's license is suspended as a result of a prior conviction for driving under the influence; providing for a law enforcement officer to impound the motor vehicle upon probable cause; requiring that notification be sent to the Department of Highway Safety and Motor Vehicles; requiring that notice of the impoundment be sent to the owner of the motor vehicle under certain circumstances; authorizing the seizing agency to retain a specified percentage of the proceeds of the sale of a forfeited motor vehicle following a final judgment; providing for a specified percentage of the proceeds of the sale of a forfeited motor vehicle to be deposited into the General Revenue Fund and used to provide transportation services for participants of the WAGES program; providing an effective date.

—was referred to the Committees on Criminal Justice; Transportation; and Ways and Means.

**Senate Bills 2276—2498**—Not referenced.

By the Committee on Ways and Means—

**SB 2500**—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 1998, and ending June 30, 1999, to pay salaries, and other expenses, capital outlay -

buildings, and other improvements, and for other specified purposes of the various agencies of state government; providing an effective date.

—was referred to the Committee on Ways and Means.

By the Committee on Ways and Means—

**SB 2502**—A bill to be entitled An act relating to implementing the fiscal year 1998-1999 General Appropriations Act; providing legislative intent; amending s. 216.292, F.S.; authorizing the Department of Children and Family Services and the Agency for Health Care Administration to transfer general revenue funds between them; requiring the Agency for Health Care Administration to use a specified disproportionate share formula, specified audited financial data, and a specified Medicaid per diem rate in fiscal year 1998-1999 for qualifying hospitals; amending s. 409.9116, F.S.; altering the formula for rural hospital disproportionate share payments; amending s. 216.181, F.S.; authorizing the Department of Children and Family Services and the Department of Health to advance certain moneys for certain contract services; directing the Agency for Health Care Administration to include health maintenance organization recipients in the county billing for a specified purpose; authorizing the Department of Children and Family Services to use certain funds for fixed capital outlay expenditures to meet federal standards; authorizing the Department of Law Enforcement to transfer positions, salary rate, and budget between budget entities; requiring notification of such actions; authorizing the Department of Law Enforcement to participate in the Model Career Service Classification and Compensation System, subject to certain conditions; authorizing the Department of Law Enforcement to use certain moneys to provide meritorious-performance bonuses for employees, subject to approval; amending s. 236.081, F.S., relating to the Florida Education Finance Program; authorizing funds to keep the district required local effort at a specified percentage of the district's total calculation; providing for allocation of moneys provided for workforce development; providing for budget amendment when a program is moved; amending s. 212.20, F.S.; providing for use of moneys allocated to the Solid Waste Management Trust Fund; providing for certain counties to use moneys received for aquatic weed control for recycling purposes; amending s. 403.7095, F.S.; revising applicability and the expiration date of the solid waste management grant program; requiring a specified level of funding for counties receiving solid waste management and recycling grants; providing for allocation of funds for innovative programs to address recycling practices and procedures; providing for the sale of certain property; providing for expiration of temporary provisions; providing effect of veto of specific appropriation or proviso to which implementing language refers; providing for construction of implementing act in relation to other legislation; providing severability; providing for retroactive effectiveness; providing an effective date.

—was referred to the Committee on Ways and Means.

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committee on Education and Senator Kirkpatrick—

**CS for SB 180**—A bill to be entitled An act relating to trust funds; creating the Early Education and Child Care Trust Fund within the Executive Office of the Governor; providing for sources of moneys and purposes; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

By the Committee on Community Affairs and Senator Childers—

**CS for SB 266**—A bill to be entitled An act relating to the municipal firefighters' pension trust fund and the municipal police officers' retirement trust fund; amending ss. 175.071, 185.06, F.S.; revising the powers of the board of trustees for each trust fund; providing guidelines for the investment of funds; requiring additional recordkeeping by the boards; providing qualifications for professionally qualified independent consultants; providing an effective date.



By the Committee on Commerce and Economic Opportunities; and Senator Ostalkiewicz—

**CS for SB 322**—A bill to be entitled An act relating to taxation; amending s. 95.091, F.S.; revising certain statutes of limitation; eliminating the tolling of the statute of limitations for specified causes; prescribing circumstances for the tolling of the statute of limitations as a result of administrative or judicial proceedings; limiting the period for which additional penalties and interest may be imposed; requiring a final order to be issued within a certain period after an administrative appeal is filed; requiring reasonable compensation to a taxpayer for resubmission of information or documents; requiring the application of tax overpayments to tax underpayments prior to imposition of a penalty; amending s. 213.015, F.S.; providing additional rights to taxpayers regarding interest paid on delinquent taxes and interest received on delinquent refunds, freedom from being re-audited, rights of appeal, rights to obtain reimbursement of certain fees on favorable appeals, the right to compensation for providing certain information or documents to the department, freedom from commissioned auditors, statutes of limitation, the time permitted to file for refunds, and the right to apply overpayments to the payment of other taxes due; creating s. 213.235, F.S.; providing for determination of the annual rate of interest applicable to certain tax payment deficiencies; creating s. 213.255, F.S.; providing for payment of interest on overpayments of taxes, payment of taxes not due, or taxes paid in error with respect to taxes administered by the Department of Revenue if refund is not made within a specified period; providing requirements for refund applications; requiring a bond or other security under certain conditions; providing for application; amending s. 213.34, F.S.; prescribing conditions under which the Department of Revenue may not re-audit a taxpayer; providing conditions under which the Department of Revenue may be liable for accountant's and attorney's fees incurred by a taxpayer as the result of an audit; amending s. 215.26, F.S.; revising the period during which a taxpayer must file a refund application; providing an effective date.

By the Committee on Children, Families and Seniors; and Senators Brown-Waite, Hargrett, Cowin, Latvala and Crist—

**CS for SB 352**—A bill to be entitled An act relating to the privatization of foster care and related services; amending s. 409.1671, F.S.; providing legislative intent; defining the terms "privatize" and "related services"; requiring the Department of Children and Family Services to develop a plan to accomplish statewide privatization within a specified time period and to submit the plan to the Governor and to designated legislative officials by a specified date; requiring the department to state whether and why privatization cannot be accomplished in a particular district or portion of a district and how the department will address the obstacles to privatization; providing requirements for and restrictions upon funding for privatization; providing that community-based agencies that provide foster care and related services are agents of the state for specified purposes; providing for indemnification of the state; creating s. 415.5071, F.S.; providing for a model program to be initiated in a specified district; requiring the department to contract with the sheriffs in that district for the provision of protective investigative services; providing for funding; providing for an evaluation and report to the Governor and designated legislative leaders; providing an effective date.

By the Committee on Criminal Justice and Senators Williams, Kirkpatrick and Brown-Waite—

**CS for SB 356**—A bill to be entitled An act relating to state postconviction proceedings; creating the "Death Penalty Appeals Reform Act of 1998"; amending s. 27.7001, F.S.; revising legislative intent with respect to collateral representation to exclude postconviction proceedings in state court; amending s. 27.701, F.S.; making the regions of the capital collateral regional counsel offices coincident with the jurisdictional areas of certain federal court districts; amending s. 27.702, F.S., relating to duties of capital collateral regional counsel; eliminating certain duties for representation in state court proceedings; revising time limitation for application for relief in federal court; prohibiting use of state funds by the capital collateral regional counsel offices for purposes of state court litigation; amending s. 27.704, F.S.; providing for contracts with private counsel for representation in federal postconviction proceedings; amending s. 27.707, F.S.; providing for service of process of certain subpoenas

or court orders issued by federal courts or federal judges; amending s. 12, ch. 97-313, Laws of Florida, to eliminate legislative recommendation that the Florida Supreme Court adopt by rule specified provisions limiting the time for postconviction proceedings in capital cases; amending s. 27.708, F.S., relating to access to prisoners and compliance with Florida Rules of Criminal Procedure; removing certain provisions with respect to compliance with Florida Rules of Criminal Procedure; amending s. 79.01, F.S., relating to application and writ for habeas corpus; providing that a judgment of conviction or sentence in a capital case which has been affirmed on direct appeal constitutes "lawful authority" to detain a person for purposes of construing specified provisions; amending s. 924.051, F.S.; providing that provisions relating to terms and conditions of appeals and collateral review apply only in noncapital cases; providing for elimination of capital postconviction proceedings in state courts; prohibiting a state court from reviewing or examining the legality of a judgment or sentence imposed in a capital case by a court of competent jurisdiction, except pursuant to a direct appeal or habeas corpus, as prescribed and limited; amending s. 924.055, F.S.; prohibiting state courts from reviewing or examining the legality of a judgment or sentence in a capital case by a court of competent jurisdiction, except pursuant to a direct appeal or habeas corpus, as prescribed and limited; amending s. 924.066, F.S., relating to collateral relief; restricting collateral relief to a prisoner in custody in a noncapital case; repealing Rules 3.851 and 3.852, Florida Rules of Criminal Procedure, relating to collateral relief after a death sentence has been imposed and records production in a capital postconviction proceeding; providing an effective date.

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

**CS for SB 382**—A bill to be entitled An act relating to secondhand dealers; amending s. 538.03, F.S.; revising a definition; amending s. 538.04, F.S.; exempting secondhand dealers from certain recordkeeping requirements for transactions involving secondhand sports equipment; providing an exception; providing an effective date.

By the Committees on Criminal Justice; Children, Families and Seniors; and Senators Campbell and Forman—

**CS for CS for SB 442**—A bill to be entitled An act relating to forensic client services; amending s. 40.29, F.S., relating to estimated amount of pay for expert witnesses, to conform a reference; amending s. 393.11, F.S.; specifying persons or entities that may file petition for proposed involuntary admission to residential services arising out of ch. 916, F.S., relating to forensic services; providing for petitions for defendants with autism; revising requirements relating to notice of filing of petition or service of copy of order; prohibiting release from order for involuntary admission except by court order; amending and reorganizing ch. 916, F.S., the Forensic Client Services Act; creating pt. I of ch. 916, F.S.; providing general provisions of the chapter; amending s. 916.105, F.S.; revising legislative intent; amending s. 916.106, F.S.; providing or revising definitions with respect to ch. 916, F.S.; redefining "department" to refer to the Department of Children and Family Services in lieu of the Department of Health and Rehabilitative Services; amending s. 916.107, F.S.; revising state policy with respect to the rights of forensic clients, and conforming terminology; amending and renumbering s. 916.175, F.S., relating to criminal escape by a client; prohibiting escape or attempted escape from a facility or program by a client under specified circumstances, and providing penalties therefor; amending and renumbering s. 916.178, F.S.; prohibiting the introduction of certain articles into or upon, or the taking or attempt to take or send certain articles from, facility grounds, under specified circumstances, and providing penalties therefor; providing for enforcement by institutional security personnel or law enforcement officers; conforming a reference; amending and renumbering s. 916.19, F.S.; providing for client protection and security; renumbering s. 916.20, F.S., relating to departmental rulemaking; creating pt. II of ch. 916, F.S., relating to forensic services for persons who are mentally ill; amending and renumbering s. 916.108, F.S.; providing for evaluation of defendant for competency to proceed or for sanity, under specified circumstances; amending and renumbering s. 916.11, F.S.; revising time limits and guidelines relating to appointment of experts; amending s. 916.12, F.S.; providing duties of examining experts and guidelines with respect to reports on defendant's mental competence to proceed and recommended treatment for defendant to attain competence to proceed; amending s. 916.13, F.S.; providing criteria for

involuntary commitment of defendant adjudicated incompetent to proceed due to mental illness; revising duties of the court or the department and guidelines relating to commitment and placement of defendant and filing of reports; amending s. 916.14, F.S.; providing for inapplicability of statute of limitations and of bar against former jeopardy under specified circumstances when defendant is incompetent to proceed; amending s. 916.145, F.S.; revising time limits and guidelines with respect to dismissal of charges against a defendant adjudicated incompetent to proceed; providing for dismissal without prejudice under specified circumstances; amending s. 916.15, F.S., relating to involuntary commitment of defendant adjudicated not guilty by reason of insanity; conforming terminology; providing for mandatory departmental retention and treatment of defendant; reenacting s. 394.467(7)(a), F.S., relating to procedure for continued involuntary placement, to incorporate said amendment in a reference; amending s. 916.16, F.S.; providing for retention of jurisdiction by committing court over a defendant hospitalized as incompetent to proceed or because of a finding of not guilty by reason of insanity or over a defendant placed on conditional release; prohibiting release except by court order in specified circumstances; amending s. 916.17, F.S.; revising procedures and guidelines relating to conditional release and modification of release conditions, including filing requirements for plans for outpatient treatment; creating pt. III of ch. 916, F.S., relating to forensic services for persons who are mentally retarded or autistic; creating s. 916.301, F.S.; providing for appointment of experts who are retardation or autism professionals, under specified circumstances; providing for certain witness fees and evaluator fees as court costs; providing for reimbursement of certain travel and per diem expenses of state employees; creating s. 916.3012, F.S.; providing for determination of incompetence to proceed when the defendant's suspected mental condition is retardation or autism; creating s. 916.302, F.S.; providing for involuntary commitment of defendant determined to be incompetent to proceed due to retardation or autism; requiring the department to notify the court of transfer of a defendant; creating s. 916.3025, F.S.; providing for retention of jurisdiction over certain defendants found incompetent to proceed and ordered into a secure facility for retarded or autistic defendants; prohibiting release except by court order; creating s. 916.303, F.S.; providing for dismissal of charges without prejudice or involuntary admission to residential services or a training program under specified circumstances when the defendant is found incompetent to proceed due to retardation or autism; providing for petitions to continue defendant's placement in a secure facility or program under specified circumstances; creating s. 916.304, F.S.; providing for conditional release based on an approved plan for providing continuing community-based training of defendant; providing for modification of release conditions or termination of jurisdiction under specified circumstances; providing an effective date.

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By the Committee on Commerce and Economic Opportunities; and Senator Crist—

**CS for SB 466**—A bill to be entitled An act relating to distribution of surplus food; amending s. 570.0725, F.S.; providing legislative intent; providing application; requiring certain persons and organizations to make reasonable efforts to provide, collect, transport, and distribute certain excess or surplus food; requiring development of a public-information brochure; requiring a food-recovery report; amending s. 381.0072, F.S.; requiring information dissemination; amending s. 509.032, F.S.; requiring information to be disseminated; amending s. 509.302, F.S.; including food-recovery awareness as a subject area of the Hospitality Education Program; providing an effective date.

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By the Committee on Criminal Justice and Senator Latvala—

**CS for SB 504**—A bill to be entitled An act relating to firearms-related licenses; amending ss. 493.6111, 493.6113, F.S.; extending the licensure period for certain licenses; amending s. 790.06, F.S.; extending the licensure period for concealed weapons licenses; requiring persons who conduct or instruct certain gun safety and licensure courses to maintain records; providing an effective date.

By the Committee on Criminal Justice and Senator Horne—

**CS for SB 508**—A bill to be entitled An act relating to tests for alcohol, chemical substances or controlled substances; amending ss. 316.1932, 316.1933, F.S.; amending the implied consent law and laws prescribing testing for impairment or intoxication in cases of death or serious bodily injury; authorizing certain health care providers who become aware of a person's unlawful blood-alcohol level to notify law enforcement officials; prescribing a form for the notice; providing that such notice or failure to provide notice is not a violation of any ethical, moral, or legal duty; prohibiting any action or administrative proceeding being brought against anyone participating in good faith in providing or failing to provide such notice; providing for certain immunity from civil or criminal liability and from any professional disciplinary action; providing for certain immunity in any judicial proceeding resulting from the notice or failure to provide notice; providing an effective date.

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By the Committee on Criminal Justice and Senators Kirkpatrick, Holzendorf, Brown-Waite, Williams, Gutman and Crist—

**CS for SB 562**—A bill to be entitled An act relating to medical examiners; amending s. 406.06, F.S.; providing additional grounds for the suspension of medical examiners; amending s. 406.075, F.S.; providing penalties for disciplinary violations; amending s. 406.11, F.S.; specifying medical examiners' duties regarding autopsies; providing an effective date.

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By the Committee on Natural Resources and Senators Brown-Waite, Cowin and Latvala—

**CS for SB 592**—A bill to be entitled An act relating to water management; creating the Lake Panasoffkee Restoration Council; providing for its membership, powers, and duties; requiring the Southwest Florida Water Management District to provide staff for the council and to award contracts subject to an appropriation of funds; providing an effective date.

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By the Committees on Children, Families and Seniors; Criminal Justice; and Senators Gutman, Horne, Klein, Diaz-Balart and Cowin—

**CS for CS for SB 646**—A bill to be entitled An act relating to sexually violent predators; requesting that the Division of Statutory Revision redesignate ch. 916, F.S.; amending s. 916.10, F.S.; providing a short title; creating s. 916.30, F.S.; providing a short title; creating s. 916.31, F.S.; providing legislative findings and intent; creating s. 916.32, F.S.; defining terms; creating s. 916.33, F.S.; requiring notice of release from custody of a person alleged to be a sexually violent predator; providing for evaluation of such person; creating s. 916.34, F.S.; providing for petition to have such person declared a sexually violent predator; creating s. 916.35, F.S.; providing for determination of probable cause, for hearings, and for taking such person into custody; creating s. 916.36, F.S.; providing for trial on the issue of whether such person is a sexually violent predator; creating s. 916.37, F.S.; providing for commitment of a person determined to be a sexually violent predator; creating s. 916.38, F.S.; requiring examinations of persons committed; creating s. 916.39, F.S.; providing for petitions for release; creating s. 916.40, F.S.; authorizing petition for release; creating s. 916.41, F.S.; providing for access to certain records; creating s. 916.42, F.S.; requiring detention and commitment to conform to constitutional requirements; creating s. 916.43, F.S.; providing immunity from civil liability; creating s. 916.44; providing severability; creating s. 916.45, F.S.; providing for retrospective and prospective application; creating s. 916.46, F.S.; providing for notice to victims; creating s. 916.47, F.S.; penalizing escape; creating s. 916.48, F.S.; authorizing subsistence fees and costs; creating s. 916.49, F.S.; providing that the Department of Health is responsible for costs; providing that other costs for psychological evaluations, expert witnesses, and court-appointed counsel are paid from state funds; providing an effective date.

By the Committee on Health Care and Senator Forman—

**CS for SB 714**—A bill to be entitled An act relating to health quality assurance; amending s. 112.0455, F.S., relating to the Drug-Free Workplace Act; requiring background screening for an applicant for licensure of certain laboratories; authorizing the use of certain body hair for drug testing; creating s. 381.60225, F.S.; requiring background screening for an applicant for certification to operate an organ procurement organization, a tissue bank, or an eye bank; amending s. 383.302, F.S., relating to the regulation of birth centers; revising definitions to reflect the transfer of regulatory authority from the Department of Health and Rehabilitative Services to the Agency for Health Care Administration; amending s. 383.305, F.S.; requiring background screening for an applicant for licensure of a birth center; amending ss. 383.308, 383.309, 383.31, 383.312, 383.313, 383.318, 383.32, 383.324, 383.325, 383.327, 383.33, 383.331, F.S., relating to the regulation of birth centers; conforming provisions to reflect the transfer of regulatory authority to the Agency for Health Care Administration; amending s. 390.015, F.S.; requiring background screening for an applicant for licensure of an abortion clinic; amending s. 391.206, F.S.; requiring background screening for an applicant for licensure to operate a pediatric extended care center; amending s. 393.063, F.S., relating to developmental disabilities; providing a definition; amending s. 393.067, F.S.; requiring background screening for an applicant for licensure to operate an intermediate care facility for the developmentally disabled; amending s. 394.4787, F.S., relating to the regulation of mental health facilities; conforming a cross-reference to changes made by the act; amending s. 394.67, F.S., relating to community alcohol, drug abuse, and mental health services; revising definitions; amending s. 394.875, F.S.; requiring background screening for an applicant for licensure of a crisis stabilization unit or residential treatment facility; amending ss. 394.876, 394.877, 394.878, 394.879, 394.90, 394.902, 394.903, 394.904, 394.907, F.S., relating to the regulation of mental health facilities; conforming provisions to reflect the transfer of regulatory authority to the Agency for Health Care Administration; amending s. 395.002, F.S., relating to hospital licensing and regulation; providing definitions; creating s. 395.0055, F.S.; requiring background screening for an applicant for licensure of a facility operated under ch. 395, F.S.; amending s. 395.0199, F.S.; requiring background screening for an applicant for registration as a utilization review agent; amending s. 400.051, F.S.; conforming a cross-reference; amending s. 400.071, F.S.; requiring background screening for an applicant for licensure of a nursing home; amending s. 400.411, F.S.; requiring background screening for an applicant for licensure of an assisted living facility; amending ss. 400.414, 400.417, 400.4174, 400.4176, F.S., relating to the regulation of assisted living facilities; providing additional grounds for denial, revocation, or suspension of a license; requiring background screening for employees hired on or after a specified date; amending ss. 400.461, 400.462, F.S., relating to the regulation of home health agencies; conforming a cross-reference; revising definitions; amending s. 400.464, F.S.; revising licensure requirements for home health agencies; specifying services and persons that are exempt from the licensure requirements; amending s. 400.471, F.S.; requiring background screening for an applicant for licensure of a home health agency; revising requirements for license renewal; amending s. 400.474, F.S.; providing penalties for operating a home health agency without a license; amending s. 400.484, F.S.; providing a schedule for the agency to use in imposing fines for various classes of violations; amending s. 400.487, F.S.; revising requirements for patient assessment and services; amending s. 400.491, F.S.; revising requirements for maintaining patient records; amending s. 400.497, F.S.; revising requirements for the agency in establishing minimum standards; amending s. 400.506, F.S.; requiring background screening for an applicant for licensure of a nurse registry; amending s. 400.509, F.S.; requiring background screening for an applicant for registration as a service provider who is exempt from licensure; amending s. 400.512, F.S.; revising screening requirements for home health agency personnel; amending s. 400.555, F.S.; requiring background screening for an applicant for licensure of an adult day care center; amending s. 400.556, F.S., relating to disciplinary actions against adult day care center licensees; making noncompliance with background screening requirements a basis for disciplinary action; amending s. 400.557, F.S., relating to renewal of an adult day care center license; requiring an affidavit of compliance with background screening requirements when a license is renewed; creating s. 400.5572, F.S.; requiring background screening for employees of an adult day care center hired on or after a specified date; amending s. 400.606, F.S.; requiring background screening for an applicant for licensure of a hospice; creating s. 400.6065, F.S.; providing requirements for background screening of hospice employees; amending s. 400.607, F.S., relating to disciplinary actions against a hospice license; making

noncompliance with background screening requirements a basis for disciplinary action; amending s. 400.619, F.S.; revising background screening requirements for an applicant for licensure of an adult family care home; providing screening requirements for designated relief persons; deleting agency authority to take disciplinary action against an adult family-care-home license; revising rulemaking authority; creating s. 400.6194, F.S.; providing for disciplinary action against an adult family-care-home license; making noncompliance with screening requirements a basis for disciplinary action; amending s. 400.801, F.S.; requiring background screening for an applicant for licensure of a home for special services; amending s. 400.805, F.S.; requiring background screening for an applicant for licensure of a transitional living facility; amending s. 430.04, F.S.; providing duties and responsibilities of the Department of Elderly Affairs; requiring the department to take disciplinary action against an area agency on aging for failure to implement and maintain a department-approved grievance resolution procedure; amending s. 455.654, F.S., relating to referring health care providers; conforming cross-references to changes made by the act; amending s. 468.505, F.S., relating to disciplinary action against certain medical professionals and activities exempt from regulation; updating provisions and conforming cross-references; amending s. 483.101, F.S.; requiring background screening for an applicant for licensure of a clinical laboratory; amending s. 483.106, F.S., relating to a certificate of exemption; correcting terminology; amending s. 483.30, F.S.; requiring background screening for an applicant for licensure of a multiphasic health testing center; repealing s. 455.661, F.S., which provides for licensure of designated health care services; providing appropriations and authorizing positions; providing for applicability of background screening requirements; providing an effective date.

By the Committee on Criminal Justice and Senators Gutman and Brown-Waite—

**CS for SB 772**—A bill to be entitled An act relating to criminal mischief; amending s. 806.13, F.S.; authorizing the aggregation of the value of damage to separate properties in determining the grade of the offense for criminal mischief in which the damage occurred during one scheme or course of conduct; providing an effective date.

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

**CS for SB 818**—A bill to be entitled An act relating to fire prevention and control; amending s. 633.537, F.S.; changing expiration and renewal of certificates of competency for fire protection contractors from an annual to a biennial basis; revising continuing education requirements and providing transitional continuing education requirements, to conform; amending s. 633.524, F.S.; increasing the renewal fee, to conform; amending s. 633.60, F.S., relating to engaging in the business or acting in the capacity of a contractor of automatic fire sprinkler systems, to conform; providing an effective date.

By the Committee on Governmental Reform and Oversight; and Senator Williams—

**CS for SB 822**—A bill to be entitled An act relating to vehicles used by state agencies; amending s. 20.055, F.S.; requiring a report from agency heads on employee use of state motor vehicles; amending s. 287.16, F.S., relating to the powers of the Division of Motor Pool of the Department of Management Services; requiring a report on break-even mileage to be submitted biennially to agency inspectors general; amending s. 287.17, F.S.; providing definitions; providing criteria to be followed by an agency head in assigning a state-owned motor vehicle to an employee; providing an effective date.

By the Committee on Governmental Reform and Oversight; and Senator Williams—

**CS for SB 824**—A bill to be entitled An act relating to state planning and budgeting; amending s. 216.011, F.S.; defining the terms “disincentive,” “incentive,” “performance-based program appropriation,” and “performance ledger” for purposes of budgeting and state fiscal affairs;

amending s. 216.0166, F.S.; revising guidelines and requirements for state agencies in submitting performance-based budget requests, programs, and performance measures; amending s. 216.0172, F.S.; revising the schedule for submission of performance-based program budget legislative budget requests; amending s. 216.0235, F.S.; requiring that additional information be included in program budget instructions; amending s. 216.031, F.S.; revising information to be contained in legislative budget requests; amending s. 216.163, F.S.; prescribing additional incentives and disincentives that may be included in the Governor's recommended budget; amending s. 216.167, F.S.; requiring that the Governor's recommendations include a financial schedule that provides information on revenues in the Budget Stabilization Fund; amending s. 216.178, F.S.; providing a date for the final budget report; amending s. 216.292, F.S.; providing an exception to nontransferable appropriations; amending 186.022, F.S.; revising requirements for state agency strategic plans; amending s. 121.051, F.S.; conforming a cross-reference to changes made by the act; amending s. 215.32, F.S.; including the Budget Stabilization Fund in the list of funds in which state moneys are deposited; amending s. 216.221, F.S.; providing legislative intent for use of the Budget Stabilization Fund; amending s. 20.055, F.S.; requiring inspectors general to review and assess the validity of performance measures prior to submission to the Executive Office of the Governor; amending s. 252.37, F.S.; providing legislative intent regarding the order of recourse in use of state funds for emergencies; repealing s. 186.021(5), F.S., relating to state agency strategic plans; repealing s. 186.009 and s. 186.031, F.S., relating to the growth management portion of the state comprehensive plan and to the annual report by the Governor in his capacity as chief planning and budgeting officer of the state; repealing s. 212.081(3), F.S., relating to legislative intent; providing an effective date.

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By the Committee on Agriculture and Senator Bronson—

**CS for SB 840**—A bill to be entitled An act relating to timber management; amending s. 253.034, F.S.; requiring the Division of Forestry of the Department of Agriculture and Consumer Services to assess the feasibility of managing timber in land management plans; providing for the reimbursement of management services performed by the division; amending s. 259.035, F.S.; requiring the Land Acquisition and Management Advisory Council to consider timber management as a feasible multiple-use strategy; amending s. 373.591, F.S.; specifying circumstances under which the land managing agency must provide an explanation to the management review team concerning the management of lands; providing an effective date.

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By the Committee on Transportation and Senator Hargrett—

**CS for SB 846**—A bill to be entitled An act relating to the Department of Transportation (RAB); amending s. 334.044, F.S.; authorizing the department to regulate the transfer of storm water to the right-of-way as a result of changes to adjacent property; amending s. 337.105, F.S.; authorizing the department to suspend a consultant from awards of department contracts for specified good cause; amending s. 337.18, F.S.; providing incentives or damages for contractors for early completion of projects that provide substantial benefits to the public; amending s. 339.0805, F.S.; authorizing the department to suspend or revoke the certification of a disadvantaged business enterprise for specified good cause; providing an effective date.

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By the Committee on Education and Senator Gutman—

**CS for SB 904**—A bill to be entitled An act relating to education; creating a pilot program to increase the number of school counselors; providing for grant allocations; requiring an evaluation; providing an effective date.

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By the Committee on Criminal Justice and Senator Gutman—

**CS for SB 910**—A bill to be entitled An act relating to false identification; prohibiting a person from assuming the identity of another person and thereby causing an economic loss or legal disability; providing penalties; authorizing any person who suffers such economic loss or legal

disability to apply to the court for an order to correct certain records; prohibiting a person who has been arrested or lawfully detained from giving a false name or false identification to a law enforcement officer or jail personnel; providing penalties; providing an enhanced penalty if any person suffers an economic loss or legal disability due to the offense; defining the term "economic loss"; providing an effective date.

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By the Committee on Agriculture and Senator Lee—

**CS for SB 926**—A bill to be entitled An act relating to eradication of agricultural pests; prescribing additional duties of the Department of Agriculture and Consumer Services and the Department of Health with respect to programs of emergency aerial application of pesticide for eradication of plant pests; requiring use of certain pesticides; requiring development of a system for informing the public of such programs and requiring public and other notice of certain programs of pest eradication; providing for information to be furnished to health-care providers; providing for health advisory committees; providing an effective date.

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By the Committee on Education and Senator Grant—

**CS for SB 962**—A bill to be entitled An act relating to community colleges; amending ss. 239.117, 240.35, F.S.; authorizing community colleges to bond capital improvement fees for financing or refinancing equipment, renovation, or remodeling of educational facilities; limiting terms; providing additional allowable uses; amending s. 240.319, F.S.; authorizing community college boards of trustees to issue revenue bonds for the purpose of equipment, renovation, or remodeling of educational facilities; providing an effective date.

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By the Committee on Natural Resources and Senator Bronson—

**CS for SB 986**—A bill to be entitled An act relating to environmental mitigation; amending s. 373.4137, F.S.; authorizing the Department of Transportation to include an inventory of habitats impacted by projects in the adopted work program; providing uses for specified funding; providing that preliminary approval of a mitigation plan is not a decision affecting substantial interests; revising funding provisions through future fiscal years; authorizing the amendment of mitigation plans; providing that the modification process does not constitute an agency rule; deleting obsolete provisions; providing legislative findings and intent with respect to a mitigation plan for the Dade County Lake Belt Area to offset the impact of mining activities; imposing a fee on the commercial extraction of limerock and sand from the Dade County Lake Belt Area; requiring the proceeds of the fee to be paid to the Department of Revenue; providing for transfer of the fee to the South Florida Water Management District and deposit in a separate interest-bearing account; providing for the Department of Revenue to administer the collection of the fee; authorizing the department to adopt rules; providing for an annual adjustment of the fee rate after a specified date; specifying purposes for which the proceeds of the fee may be used; requiring that expenditures from the trust fund be approved by an interagency committee; providing for membership of the committee; providing that payment of the fee satisfies certain requirements for mitigation; providing for suspension of imposition of the fee under certain circumstances; providing an effective date.

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By the Committee on Agriculture and Senator Bronson—

**CS for SB 1088**—A bill to be entitled An act relating to agriculture emergencies; amending s. 206.606, F.S.; distributing fuel sales tax deposited in the Fuel Tax Collection Trust Fund to the Agricultural Emergency Eradication Trust Fund; amending s. 206.608, F.S.; distributing State Comprehensive Enhanced Transportation System Tax deposited in the Fuel Tax Collection Trust Fund to the Agricultural Emergency Eradication Trust Fund; creating s. 206.609, F.S.; providing restrictions on the transfer of moneys to the Agricultural Emergency Eradication Trust Fund; requiring the Commissioner of Agriculture to give notice concerning the use of trust fund moneys; providing appropriations; providing a contingent effective date.

By the Committee on Governmental Reform and Oversight; and Senator Gutman—

**CS for SB 1132**—A bill to be entitled An act relating to the Department of Management Services; amending s. 20.22, F.S.; revising the organizational structure of the department relating to labor organizations; clarifying provisions relating to operation of the Division of State Group Insurance; modifying the role of the Director of the Division of State Group Insurance and staff thereof with respect to the Florida State Group Insurance Council; amending ss. 110.109, 110.112, F.S.; revising reporting requirements; amending s. 110.1099, F.S.; providing conditions for the reimbursement of training expenses by an employee; amending s. 110.1165, F.S.; providing a statute of limitations on filing certain actions; amending s. 110.123, F.S., relating to the state group insurance program; adding and updating definitions; providing for Career Service exemptions in the Division of State Group Insurance; clarifying and correcting references; updating provisions relating to agency payment of premiums for certain employees injured or killed in the line of duty to conform to existing law; amending s. 110.12315, F.S., relating to the state employees' prescription drug program, to revise, clarify, and reorganize such provisions; amending s. 110.1232, F.S., relating to health insurance coverage for certain state retirees, to correct a reference; amending s. 110.1234, F.S., relating to Medicare supplement coverage for state retirees, to correct a reference; amending s. 110.1238, F.S., relating to refunds with respect to provider overcharges; modifying the refund cap; amending s. 110.1245, F.S.; revising reporting requirements; increasing the cap on meritorious service awards; amending s. 110.161, F.S., relating to the State Employees Pretax Benefits Program Act, to correct references and update language; amending s. 110.181, F.S.; providing that the fiscal agent for the Florida State Employees' Charitable Campaign need not reimburse costs under specified conditions; amending s. 110.201, F.S.; providing for a report; amending s. 110.205, F.S.; conforming provisions to changes made by the act; providing for the designation of Senior Management Service positions; amending s. 110.235, F.S.; deleting a requirement for a report; amending s. 110.503, F.S.; allowing agencies to incur expenses to recognize the service of volunteers; amending s. 110.504, F.S.; providing a limitation on volunteer awards; amending s. 112.061, F.S.; authorizing the designee of an agency head to approve specified expenses for employees; amending s. 121.025, F.S., providing for Career Service exemptions in the Division of Retirement; amending s. 215.196, F.S.; revising the organizational structure of the department relating to the Architects Incidental Trust Fund; amending s. 215.422, F.S.; deleting a vendor's right to the name of an ombudsman; amending s. 215.94, F.S.; conforming a reference to changes made by the act; amending s. 216.011, F.S.; redefining the term "operating capital outlay"; amending ss. 255.249, 255.25, 255.257, F.S.; revising the threshold for leased space facility requirements; amending s. 255.503, F.S.; providing for the closing of facilities in emergency situations; amending s. 267.075, F.S.; revising the membership of The Grove Advisory Council; amending s. 272.18, F.S.; revising the membership of the Governor's Mansion Commission; amending s. 272.185, F.S.; revising the organizational structure of the department relating to maintenance of the Governor's Mansion; amending s. 273.02, F.S.; increasing the value of property required to be inventoried by custodians; amending s. 273.055, F.S.; providing for the disbursement of moneys received from disposition of state-owned tangible personal property; amending s. 281.07, F.S.; revising the organizational structure of the department relating to the capitol police; amending s. 282.111, F.S.; revising the organizational structure of the department relating to the statewide system of regional law enforcement communications; amending s. 287.042, F.S.; revising the organizational structure of the department relating to the purchasing of goods and services; amending s. 287.057, F.S.; revising the organizational structure of the department relating to the procurement of insurance; amending ss. 287.16, 287.18, F.S.; revising the organizational structure of the department relating to motor vehicles, watercraft, and aircraft; amending s. 365.171, F.S.; designating the director of the statewide emergency telephone number "911"; amending ss. 401.021, 401.027, F.S.; designating the director of the statewide telecommunications system of the regional emergency medical service; amending s. 446.604, F.S.; providing for Government Services Direct to be included in the plan for One-Stop Career Centers; amending s. 447.208, F.S.; providing for the determination of attorney's fees in certain cases; amending s. 768.76, F.S., to remove specified health care plans from the definition of collateral source; repealing ss. 110.407 and 110.607, F.S., which provide for performance audits; providing an effective date.

By the Committee on Governmental Reform and Oversight; and Senator Williams—

**CS for SB 1146**—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S.; including certain correctional probation officers within the Special Risk Class; amending s. 121.0515, F.S.; specifying criteria for inclusion of correctional probation officers in the Special Risk Class; providing for inclusion of probation and parole circuit and deputy circuit administrators in the Special Risk Class; clarifying the procedure for designating special risk membership in the system; providing for the retention of special risk membership for certain members transferred or reassigned to other positions; authorizing members of the Regular Class and the Special Risk Administrative Support Class to reapply for and be admitted as members of the Special Risk Class; restoring special risk credit for certain periods of employment; providing for contributions; providing for an increased employer contribution to fund benefits; providing a finding of important state interest; providing an effective date.

By the Committee on Agriculture and Senator Gutman—

**CS for SB 1294**—A bill to be entitled An act relating to agricultural sales; amending s. 570.55, F.S.; revising the "Florida Avocado, Mango, Lime, and Tomato Sales Law" to the "Florida Tropical or Subtropical Fruit and Vegetables Sales Law"; revising provisions to apply to tropical or subtropical fruit and vegetables; prescribing use of certain containers in shipping or distribution; providing an exception; increasing a penalty; amending s. 603.161, F.S.; revising a definition; increasing a penalty; providing an effective date.

By the Committee on Governmental Reform and Oversight; and Senator Latvala—

**CS for SB 1332**—A bill to be entitled An act relating to investment of public funds (RAB); amending s. 215.835, F.S.; prescribing rulemaking authority of the Division of Bond Finance and State Board of Administration; amending ss. 159.825, 218.405, 218.407, 218.409, F.S.; prescribing rulemaking authority of the State Board of Administration; amending s. 240.551, F.S.; prescribing rulemaking authority of the Prepaid Postsecondary Education Expense Board; providing an effective date.

By the Committee on Banking and Insurance; and Senator Diaz-Balart—

**CS for SB 1342**—A bill to be entitled An act relating to rulemaking authority of the Division of Workers' Compensation (RAB); amending ss. 440.05, 440.15, 440.16, 440.185, 440.191, 440.20, 440.40, 440.42, 440.49, F.S.; extending rulemaking authority to the Division of Workers' Compensation; providing an effective date.

By the Committee on Banking and Insurance; and Senator Diaz-Balart—

**CS for SB 1346**—A bill to be entitled An act relating to rulemaking authority with respect to occupational safety and health (RAB); amending s. 442.006, F.S.; authorizing rules for the Division of Safety investigations of public-sector employers; amending s. 442.008, F.S.; authorizing rules for the Division of Safety relating to recordkeeping responsibilities for public-sector employers; amending s. 442.011, F.S.; eliminating an annual report; amending s. 442.20, F.S.; authorizing rulemaking for the Division of Safety for the adoption of federal standards; providing that specified references to federal officials in adopted federal standards refer to specified state officials for the purpose of state law; amending s. 627.0915, F.S.; authorizing rulemaking for the Division of Safety for workplace-safety programs for clients of help-supply services companies; providing an effective date.

By the Committee on Governmental Reform and Oversight; and Senators Rossin and Sullivan—

**CS for SB 1352**—A bill to be entitled An act relating to investment of public funds; amending s. 215.44, F.S.; authorizing the Office of Program Policy Analysis and Government Accountability to conduct performance audits; repealing s. 215.455, F.S., relating to the loan of securities; amending s. 215.515, F.S.; deleting provisions relating to review of charges for investment services of the State Board of Administration; amending s. 215.47, F.S.; revising list of eligible securities; authorizing the loan of securities or investments under specified conditions; creating s. 413.0115, F.S.; authorizing the State Board of Administration to manage the investment portfolio of the Division of Blind Services; providing an effective date.

By the Committee on Banking and Insurance; and Senators Williams and Grant—

**CS for SB 1372**—A bill to be entitled An act relating to insurance; amending ss. 624.425, 624.428, 624.478, 626.112, F.S.; requiring agents to be appointed; amending s. 624.501, F.S.; clarifying application of fees for title insurance agents; amending s. 626.022, F.S.; providing for applicability of ch. 626, F.S.; amending s. 626.051, F.S.; revising the definition of the term “life agent”; prescribing requirements for soliciting or selling variable life insurance, variable annuity contracts, and other indeterminate value contracts; amending s. 626.062, F.S.; conforming a cross-reference; amending ss. 626.141, 626.171, 626.181, 626.211, 626.221, 626.266, 626.281, 626.311, 626.511, 626.521, 626.561, 626.611, 626.621, 626.641, 626.651, 626.727, 626.730, 626.732, 626.733, 626.877, F.S.; including customer representatives within and deleting claims investigators from application of certain provisions; excluding solicitors; authorizing the department to secure a credit and character report on certain persons; providing limits; providing requirements of the department; amending s. 626.451, F.S.; requiring law enforcement agencies, the state attorney’s office, and court clerks to notify the department of agents found guilty of felonies; amending s. 626.201, F.S.; providing for interrogatories before reinstatement; amending s. 626.321, F.S.; authorizing certain entities that hold a limited license for credit life or disability insurance to sell credit property insurance; authorizing persons who hold a limited license for credit insurance to hold certain additional licenses; amending s. 626.331, F.S.; requiring licensure of certain agents for certain appointments; providing that an appointment fee is not refundable; amending s. 626.342, F.S.; prohibiting furnishing supplies to certain agents; amending s. 626.541, F.S.; specifying names and addresses required of certain personnel of corporations; amending s. 626.592, F.S.; revising provisions relating to designation of primary agents; amending s. 626.601, F.S.; authorizing the department to initiate investigation of agents or other licensees under certain conditions; amending s. 626.681, F.S.; providing for administrative fines in addition to certain actions; increasing such fines; amending s. 626.691, F.S.; authorizing the department to place certain persons on probation in addition to suspending, revoking, or refusing to renew a license or appointment; creating s. 626.692, F.S.; providing for restitution under certain circumstances; amending s. 626.7351, F.S.; specifying additional qualifications for a customer representative’s license; amending s. 626.739, F.S.; specifying a temporary license as general lines insurance agent; amending s. 626.741, F.S.; authorizing the department to issue a customer representative license to certain persons; providing a limitation; providing procedures for agent licensure of certain persons under certain circumstances; providing for cancellation of a nonresident agent’s license; amending ss. 626.792, 626.835, F.S.; providing procedures for issuing a resident agent’s license to certain persons; amending s. 626.837, F.S.; clarifying conditions of placing certain excess or rejected risks; amending s. 626.8411, F.S.; conforming a cross-reference; amending s. 626.8417, F.S.; revising the qualifications for licensure as a title insurance agent; amending s. 626.8418, F.S.; increasing the amount of the deposit or bond of a title insurance agency; specifying that the bond of a title insurance agency must be posted with the department and must inure to the benefit of damaged insurers and insureds; amending ss. 626.8437, 626.844, F.S.; clarifying application of grounds for refusal, suspension, or revocation of license or appointment; amending s. 626.8443, F.S.; providing additional limitations on activities during suspension or after revocation of a license; amending s. 626.852, F.S.; providing for applicability; amending s. 626.858, F.S.; revising the definition of the term “nonresident adjuster” to define “nonresident company employee adjuster”; creating s. 626.8582, F.S.; defining the term “nonresident public adjuster”; creating s. 626.8884, F.S.; defining the term

“nonresident independent adjuster”; amending s. 626.865, F.S.; increasing the bonding requirements for public adjusters; amending s. 626.873, F.S.; providing for licensure and qualifications for resident company employee adjusters; creating s. 626.8732, F.S.; providing for licensure and qualifications for nonresident public adjusters; creating s. 626.8734, F.S.; providing for licensure and qualifications for nonresident independent adjusters; creating s. 626.8736, F.S.; providing for service of process on nonresident independent adjusters and on nonresident public adjusters; creating s. 626.8737, F.S.; establishing a retaliatory tax provision regarding certain fines, taxes, penalties, license fees, monetary deposits, securities, or other obligations, limitations, or prohibitions imposed by another state upon Florida resident insurance adjusters in connection with the issuance of, or activities under, a nonresident adjuster’s license under that state’s laws; creating s. 626.8738, F.S.; providing a criminal penalty for acting as a resident or nonresident public adjuster without the required license; amending s. 626.869, F.S.; requiring certain continuing education courses; clarifying requirements of such courses; amending s. 626.8695, F.S.; providing for notice to the department; requiring designation of primary adjuster on forms prescribed by the department; amending s. 626.872, F.S.; prohibiting the department from issuing a temporary adjuster’s license to certain persons; amending s. 626.873, F.S.; providing procedures for licensing certain persons as resident adjusters; providing for cancellation of nonresident adjuster’s license; amending s. 626.875, F.S.; prescribing time for keeping adjusters’ records; amending s. 626.922, F.S.; requiring surplus lines agents to perform certain duties relating to evidence of insurance; amending s. 626.928, F.S.; increasing bonds for surplus lines agents; amending ss. 626.927, 626.9271, 626.929, 626.935, 626.944, F.S.; requiring appointment in addition to licensure of certain persons; amending s. 627.745, F.S.; clarifying a provision related to final examination; amending s. 634.420, F.S.; clarifying application of accountability provisions; amending s. 634.317, F.S.; providing for responsibility and accountability of sales representatives; amending s. 642.036, F.S.; deleting requirement that the addresses of certain agents be filed with the department; repealing s. 626.112(6), F.S., relating to licensing of claims investigators; repealing s. 626.532, F.S., relating to insurance vending machine licenses; repealing s. 626.857, F.S., relating to the definition of “claims investigator”; providing an effective date.

By the Committee on Executive Business, Ethics and Elections; and Senators Latvala, Silver, Lee, Clary, Bronson, Childers and Meadows—

**CS for SB 1402**—A bill to be entitled An act relating to elections; amending s. 97.012, F.S.; providing an additional duty of the Secretary of State; amending s. 97.021, F.S.; revising the definition of absent elector; amending s. 97.041, F.S.; providing that holders of a homestead exemption may be registered only in the county and precinct in which is located the property for which the homestead exemption has been granted; providing an exception; amending s. 97.052, F.S.; requiring that certain information relating to homestead exemptions be included in the uniform statewide voter registration application; requiring that the last four digits of the applicant’s social security number and the applicant’s driver license or Florida identification number be included in the uniform statewide voter registration application; amending s. 196.111, F.S.; providing for notice of termination of homestead exemption; creating s. 196.115, F.S.; providing for termination of homestead exemption and subsequent disqualification upon registration as an elector in another precinct; amending s. 196.121, F.S.; requiring homestead exemption forms to include notice of the requirements for factual determination of permanent residency by the property appraiser and notice of the requirements relating to voter registration and the potential loss of homestead exemption; amending s. 97.053, F.S.; requiring that the last four digits of the applicant’s social security number be included on a voter registration application for the application to be complete; creating s. 97.056, F.S.; requiring persons who register by mail to vote in person the first time; providing exceptions; amending s. 97.071, F.S.; providing for the mailing of a registration identification card to the voter; creating s. 98.0975, F.S.; requiring the division to compare information in the central voter file with other computer databases; amending s. 98.461, F.S.; revising the contents of the precinct register; amending s. 98.471, F.S.; requiring a voter to show a picture identification at the polls; amending s. 100.041, F.S.; providing for the terms of charter county commissioners; amending s. 101.62, F.S.; restricting telephone requests for absentee ballots; revising the methods of delivery of absentee ballots; amending s. 101.64, F.S.; revising the Voter’s Certificate; providing reasons for voting absentee; requiring additional information

of a witness; creating s. 101.647, F.S.; providing for the return of absentee ballots; amending s. 101.65, F.S.; revising the instructions to absent electors to conform; creating s. 101.657, F.S.; providing for in-person absentee voting; creating s. 101.66, F.S.; requiring absent electors to personally vote the ballot; providing exceptions; amending s. 101.68, F.S., relating to canvassing of absentee ballots; revising the requirement for legal ballots; requiring the supervisor of elections to notify certain absent electors whose ballots were rejected; creating s. 104.047, F.S.; providing penalties for offenses relating to absentee ballots and voting; amending s. 104.012, F.S.; increasing the penalty for interfering with registration and for altering a voter registration application; amending s. 104.013, F.S.; increasing the penalty for the unauthorized use, possession, or destruction of a voter registration identification card; amending s. 104.031, F.S.; increasing the penalty for making a false declaration to secure assistance in voting; amending s. 104.045, F.S.; increasing the penalty for corruptly influencing voting; amending s. 104.0515, F.S.; increasing the penalty for interfering with voting rights; amending s. 104.061, F.S.; increasing the penalty for corruptly influencing voting; amending s. 104.081, F.S.; increasing the penalty for employers who threaten employees regarding voting; amending s. 104.24, F.S.; increasing the penalty for a person who fraudulently uses the name of another in voting; amending s. 104.42, F.S.; authorizing the supervisor of elections to investigate fraud in registration and voting; amending s. 117.05, F.S.; requiring a notary public to witness an absentee ballot at no charge; amending ss. 106.25, 106.26, 106.265, 106.27, F.S.; authorizing the Florida Elections Commission to investigate violations of chapter 104, F.S.; providing procedures; providing for civil penalties; amending s. 106.265, F.S.; requiring the Department of Revenue to collect civil fines levied by the Florida Elections Commission; providing an appropriation; providing effective dates.

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

**CS for SB 1408**—A bill to be entitled An act relating to public records; creating s. 440.108, F.S.; providing an exemption from public records requirements for certain information obtained in administering the Workers' Compensation Law; providing for the applicability of confidentiality provisions; authorizing the furnishing of information under certain conditions; providing for future review and repeal; providing a finding of public necessity; providing a contingent effective date.

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By the Committee on Agriculture and Senator Forman—

**CS for SB 1460**—A bill to be entitled An act relating to amusement rides; amending s. 616.242, F.S.; providing safety standards for amusement rides; providing for owner responsibility; providing scope; providing definitions; requiring adoption of specified standards and rules; prohibiting the operation of amusement rides without a permit and affidavit of compliance; providing for testing of amusement rides; requiring inspections; providing fees; providing insurance requirements; providing exemptions; prescribing inspections standards for amusement rides; authorizing employees of the Department of Agriculture and Consumer Services to inspect and investigate; requiring owners to inspect amusement rides; providing for the training of employees of amusement rides; prohibiting specified bungy operations; providing fees; providing for denial, suspension, and revocation of permits and inspection certificates; providing for issuance of orders, enforcement, and penalties; amending ss. 212.08, 570.46, 616.13, F.S.; conforming provisions; providing an effective date.

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By the Committee on Governmental Reform and Oversight; and Senator Silver—

**CS for SB 1470**—A bill to be entitled An act relating to public records; amending s. 112.656, F.S.; providing for confidentiality of certain records of public employees' retirement systems and plans; providing findings of public necessity; providing an effective date.

By the Committee on Governmental Reform and Oversight; and Senator Williams—

**CS for SB 1548**—A bill to be entitled An act relating to public depositories; amending ss. 125.31, 136.01, 159.09, 166.261, 218.345, 236.24, 255.502, and 331.309, F.S.; providing for deposit of certain public funds in qualified public depositories or certain chartered depositories; amending s. 280.02, F.S.; defining governmental unit; revising the definition of qualified public depository; amending s. 280.03, F.S.; requiring deposit of public deposits into qualified public depositories; providing exemptions; amending s. 280.04, F.S.; clarifying certain collateral requirements; amending s. 280.05, F.S.; revising provisions providing powers and duties of the Treasurer; amending s. 280.07, F.S.; requiring qualified public depositories to execute a form for certain purposes; amending s. 280.08, F.S.; revising procedures for payment of losses; amending s. 280.16, F.S.; providing requirements for qualified public depositories; amending s. 280.17, F.S.; revising requirements for public depositories; amending s. 280.18, F.S.; providing for protection from loss to public depositories; limiting liability of the state and the Treasurer; providing an effective date.

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By the Committee on Governmental Reform and Oversight; and Senator Grant—

**CS for SB 1574**—A bill to be entitled An act relating to personnel and agencies of the legislative branch; amending s. 11.045, F.S.; defining the term "division," for purposes of lobbyist registration, as the Division of Legislative Information Services; transferring certain functions of the Joint Legislative Management Committee to the division or to the presiding officers; amending s. 11.12, F.S.; providing for the presiding officers to determine subsistence rates; amending s. 11.13, F.S.; transferring certain functions of the Joint Legislative Management Committee relating to compensation of members to the Office of Legislative Services or to the presiding officers; amending s. 11.147, F.S.; abolishing the Joint Legislative Management Committee and replacing it with an Office of Legislative Services; repealing s. 11.39, F.S., relating to the Legislative Information Technology Resource Committee; amending s. 112.0455, F.S.; transferring certain functions of the Joint Legislative Management Committee with respect to rules relating to drug-free workplace requirements to the presiding officers; amending s. 112.3148, F.S.; transferring certain functions of the Joint Legislative Management Committee relating to reports of gifts to the Division of Legislative Information Services; amending s. 121.055, F.S.; transferring duties of the Joint Legislative Management Committee relating to designation of employees to participate in the Senior Management Service Optional Annuity Program to the presiding officers; amending s. 216.136, F.S.; conforming provisions to the amendments made by the act; amending s. 216.251, F.S.; clarifying authority with respect to approval of classification and pay plans for legislative employees; amending s. 985.401, F.S.; transferring duties of the Joint Legislative Management Committee with respect to the Juvenile Justice Advisory Board to the Department of Juvenile Justice; amending ss. 11.241, 11.242, 11.243, 11.70, 13.01, 13.10, 15.155, 20.315, 27.709, 112.061, 112.321, 119.15, 218.60, 229.593, 282.3091, 282.310, 282.322, 350.031, 402.50, 790.22, F.S.; conforming provisions to the amendments made by the act; providing an effective date.

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By the Committee on Community Affairs and Senator Dyer—

**CS for SB 1702**—A bill to be entitled An act relating to the rulemaking authority of the Department of Community Affairs and the Florida Land and Water Adjudicatory Commission (RAB); amending s. 20.255, F.S.; authorizing the Florida Land and Water Adjudicatory Commission to adopt rules; amending s. 163.3177, F.S.; including debt management standards in local capital improvements elements; providing local comprehensive planning periods; amending s. 163.3184, F.S.; specifying agencies for comprehensive plan amendment review; allowing for adoption of separate and distinguished plan amendments; providing for municipal review of plan amendments that affect municipal plans; authorizing a schedule for agency review of comprehensive plans and plan amendments; ensuring conformity with the uniform rules of procedure; amending s. 163.3191, F.S.; providing for copies of submitted evaluation and appraisal reports; providing for local governments to request substantive comments during sufficiency review of evaluation and appraisal reports; providing for requests for delegation of review of evaluation and

appraisal reports; amending s. 163.3202, F.S.; clarifying that all municipalities adopt land development regulations to implement municipal plans and plan amendments; providing for notice by the department of the need to adopt required land development regulations; supplementing authority to adopt rules to allow schedules for adoption of required land development regulations; amending s. 190.005, F.S.; authorizing the Florida Land and Water Adjudicatory Commission to adopt rules relating to community development districts; amending s. 373.114, F.S.; authorizing the commission to adopt rules for review of water management district rules or orders; amending s. 380.06, F.S.; allowing the department to issue clearance letters, upon request, as to whether a development may be required to undergo development-of-regional-impact review; preventing reviewing agencies from objecting to the use of assumptions and methodologies agreed upon during preapplication procedures; allowing for another preapplication conference to be held if an application for development approval is not submitted within 1 year; supplementing authority to adopt rules to include criteria for abandonment of developments of regional impact; amending s. 380.061, F.S.; supplementing authority to adopt rules for Florida Quality Development annual reports and criteria for determining a substantial change to an approved Florida Quality Development; amending s. 380.07, F.S.; supplementing authority to adopt rules regarding development orders in designated areas of critical state concern; amending s. 380.22, F.S.; supplementing authority to adopt rules to include procedures and criteria for evaluation of subgrant applications under the federal Coastal Zone Management Act; providing an effective date.

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By the Committee on Criminal Justice and Senator McKay—

**CS for SB 1796**—A bill to be entitled An act relating to juvenile sexual offenders; amending s. 39.411, F.S.; requiring that the Department of Children and Family Services notify the school superintendent of any juvenile who has a known history of sexual behavior with other juveniles or who has been convicted of certain specified sexual offenses; providing that it is a second-degree misdemeanor for a school district employee to disclose such information to an unauthorized person; amending s. 490.012, F.S.; prohibiting the unlicensed practice of juvenile sexual offender therapy for compensation; providing an exception; creating s. 490.0145, F.S.; providing that only certain persons licensed under ch. 490, F.S., relating to psychological services, or ch. 491, F.S., relating to clinical, counseling, and psychotherapy services, may hold themselves out as juvenile sexual offender therapists; requiring the Board of Psychology to require training and coursework for juvenile sexual offender therapists; amending s. 491.012, F.S.; defining the offense of the unlawful use of the term “juvenile sexual offender therapist,” and providing penalties therefor; prohibiting the unlicensed practice of juvenile sexual offender therapy for compensation; providing an exception; creating s. 491.0144, F.S.; providing for qualifications for licensure as a juvenile sexual offender therapist under ch. 491, F.S., relating to clinical, counseling, and psychotherapy services; creating ss. 943.17291, 943.17295, F.S.; requiring that the Criminal Justice Standards and Training Commission incorporate instruction in investigating juvenile sexual offenders into the course curriculum for law enforcement officers; amending s. 985.04, F.S.; requiring that the Department of Juvenile Justice notify the school superintendent of any juvenile who has a known history of sexual behavior with other juveniles or who has been convicted of certain sexual offenses; providing that it is a second-degree misdemeanor for a school district employee to disclose such information to an unauthorized person; amending s. 985.308, F.S.; requiring that the Department of Juvenile Justice inspect offender commitment programs operated by the department based on specified standards; authorizing any state attorney to establish a sexual abuse intervention network; providing for membership and prescribing duties of such network; requiring the Office of the Attorney General, the Department of Children and Family Services, and the Department of Juvenile Justice to award grants to sexual abuse intervention networks; specifying criteria for grant awards; requiring the Office of the Attorney General, in collaboration with the Department of Juvenile Justice and the Department of Children and Family Services, to establish minimum standards for juvenile sex offender day treatment and residential treatment programs funded pursuant to specified provisions; providing an effective date.

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

### FIRST READING

The Honorable Toni Jennings, President

I am directed to inform the Senate that the House of Representatives has passed HB 653, CS for HB 1739, HB 1771, HB 3877; has passed as amended CS for HB 1005, HB 1747, HB 1991, HB 3871, HB 3873, HB 3875, HB 3879, HB 3881; has adopted HM 291, HM 1303, HM 3003 and requests the concurrence of the Senate.

*John B. Phelps, Clerk*

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By Representative Lawson and others—

**HB 653**—A bill to be entitled An act relating to the City of Tallahassee and the Leon County School Board; providing for the relief of Dena Sheryl Steels; providing for an appropriation by the City of Tallahassee and the Leon County School Board to compensate her for the wrongful death of Kenneth Michael Pyles, her son, resulting from the negligence of the City of Tallahassee and the Leon County School Board; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

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By the Committee on Health Care Standards and Regulatory Reform; and Representative Saunders and others—

**CS for HB 1739**—A bill to be entitled An act relating to poison control; amending s. 395.1027, F.S., and creating s. 401.268, F.S.; requiring each basic and advanced life support service and air ambulance service to develop and implement a prehospital emergency dispatch protocol with the appropriate regional poison control center; providing that the regional poison control centers shall assume responsibility and liability for calls transferred in accordance with the protocol; providing an effective date.

—was referred to the Committee on Community Affairs.

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By Representative Villalobos—

**HB 1771**—A bill to be entitled An act relating to the City of Miami Beach; providing for the relief of Juan A. Garcia, Jr., and Juan and Barbara Garcia, as natural parents of Juan A. Garcia, Jr.; providing for an appropriation to compensate them for injuries and damages sustained as a result of the negligence of the City of Miami Beach; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Ways and Means.

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By the Committee on Civil Justice and Claims; and Representative Flanagan and others—

**HB 3877**—A bill to be entitled An act relating to rental car liability; amending s. 324.021, F.S.; providing that the lessor of a motor vehicle under certain rental agreements shall be deemed the owner of the vehicle for the purpose of determining liability for the operation of the vehicle within certain limits; providing for application; providing an effective date.

—was referred to the Committee on Rules and Calendar.



By the Committee on Health Care Standards and Regulatory Reform; and Representative Saunders—

**CS for HB 1005**—A bill to be entitled An act relating to the Statewide Provider and Subscriber Assistance Program; amending s. 408.7056, F.S.; providing definitions; revising criteria and procedures for review of grievances against a managed care entity by the statewide provider and subscriber assistance panel; providing for initial review by the Agency for Health Care Administration; providing time requirements for panel hearings and recommendations, and final orders of the agency or the Department of Insurance; providing for notice; providing requirements for expedited or emergency hearings; providing an exemption from the Administrative Procedures Act; providing for requests for patient records; authorizing an administrative fine for failure to timely provide records; providing for furnishing of evidence in opposition to panel recommendations; providing for adoption of panel recommendations in final orders of the agency or department; authorizing imposition of fines and sanctions; specifying conditions for rejection of panel recommendations; requiring certain notice to subscribers and providers of their right to file grievances; creating s. 408.7057, F.S.; providing for appeals; providing for attorney's fees and costs; amending s. 641.511, F.S.; correcting a cross reference; providing an effective date.

—was referred to the Committees on Health Care; and Ways and Means.

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By Representative Fasano and others—

**HB 1747**—A bill to be entitled An act relating to pari-mutuel wagering; amending s. 550.2625, F.S.; revising standing requirements for stallion awards; amending s. 550.09512, F.S.; repealing the expiration of that section; amending s. 550.09514, F.S., relating to greyhound purse requirements; amending s. 26, ch. 96-364, Laws of Florida, relating to tax on handle of live thoroughbred performances, live jai alai performances, and intertrack wagering; providing effective dates.

—was referred to the Committees on Regulated Industries; and Ways and Means.

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By the Committee on Children and Family Empowerment; and Representative Lacasa and others—

**HB 1991**—A bill to be entitled An act relating to the mental health of children and adolescents; creating s. 394.490, F.S.; providing a short title; creating s. 394.491, F.S.; establishing guiding principles for the child and adolescent mental health treatment and support system; creating s. 394.492, F.S.; providing definitions; creating s. 394.493, F.S.; defining target populations for child and adolescent mental health services; providing for fees based on a sliding scale according to the family's income; creating s. 394.494, F.S.; providing general performance outcomes for the child and adolescent mental health treatment and support system; creating s. 394.495, F.S.; requiring that the Department of Children and Family Services establish the services to be provided to members of the target populations under the child and adolescent mental health treatment and support system; providing requirements for assessment services; requiring that the system include the local educational multiagency network for emotionally disturbed students; creating s. 394.496, F.S.; providing legislative intent with respect to service planning; providing requirements for services plans; creating s. 394.497, F.S.; specifying requirements for case management services; requiring the department to develop criteria to define the target populations who are assigned a case manager; establishing the Child and Adolescent Interagency System of Care Demonstration Models; specifying the goals and essential elements of the demonstration models; providing for the demonstration models to be governed by a multiagency consortium of state and county agencies; providing an exemption from certain budget and expenditure requirements; requiring that an oversight body be established to direct a demonstration model; requiring that a mechanism be developed for selecting the children and adolescents who are eligible to participate in a demonstration model; providing for pooled funding of the models; providing requirements for the care management entity that provides services for a demonstration model; requiring a mechanism for measuring compliance with the goals of the demonstration models; providing that in one demonstration model the consortium of purchasers

may contract with a network of service providers using prospective payment mechanisms; requiring that a provider network be identified for each demonstration model; providing requirements for maintaining confidentiality of records; providing application requirements for designation as a demonstration model; requiring annual reports; providing for interagency collaboration; providing for independent evaluation of each demonstration model; requiring a report to the Legislature; requiring state agencies that participate in the demonstration models to adopt rules; authorizing the Agency for Health Care Administration to obtain certain federal waivers; requiring each service district of the Department of Children and Family Services to develop an implementation plan for an information and referral network; repealing ss. 394.50, 394.56, 394.57, 394.58, 394.59, 394.60, 394.61, 394.62, F.S., relating to children's residential and day treatment centers, voluntary and involuntary admission to such centers, and records, payment for care and treatment of patients, transfer of patients, discharge of voluntary patients, and age limits with regard to such centers; providing an effective date.

—was referred to the Committees on Children, Families and Seniors; and Ways and Means.

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By the Committee on Civil Justice and Claims; and Representative Warner and others—

**HB 3871**—A bill to be entitled An act relating to product liability; amending s. 95.031, F.S.; providing a time period for bringing an action for product liability or fraud; providing an exception; creating s. 768.1256, F.S.; providing a government rules defense with respect to certain product liability actions; providing for a rebuttable presumption; providing requirements with respect to products which are drugs; providing an effective date.

—was referred to the Committee on Rules and Calendar.

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By the Committee on Civil Justice and Claims; and Representative Warner and others—

**HB 3873**—A bill to be entitled An act relating to punitive damages; amending s. 400.023, F.S.; providing conditions for the recovery of attorneys' fees with respect to civil enforcement of certain infractions related to nursing homes; providing for application; providing for discovery; providing for punitive damages; amending s. 768.72, F.S.; revising language with respect to claims for punitive damages in civil actions; requiring clear and convincing evidence of gross negligence or intentional misconduct to support the recovery of such damages; providing definitions; providing criteria for the imposition of punitive damages with respect to employers, principals, corporations, or other legal entities for the conduct of an employee or agent; providing for the application of the section; providing an exception; amending s. 768.73, F.S.; revising language with respect to limitations on punitive damages; providing monetary limitations; providing an exception with respect to intentional misconduct; providing for consolidated punitive damages trials; providing for the effect of certain previous punitive damages awards; providing a limitation on attorney fees; providing for the application of the section; providing an exception; providing an effective date.

—was referred to the Committee on Rules and Calendar.

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By the Committee on Civil Justice and Claims; and Representative Byrd and others—

**HB 3875**—A bill to be entitled An act relating to negligence; creating s. 768.0705, F.S.; providing limitations on premises liability for a person or organization owning or controlling an interest in commercial real property; providing for a presumption against liability; providing conditions for the presumption; amending s. 768.075, F.S.; delineating the duty owed to trespassers by a person or organization owning or controlling an interest in real property; providing definitions; providing for the avoidance of liability to discovered and undiscovered trespassers under described circumstances; providing for the application of the act with respect to the common law; providing an effective date.

—was referred to the Committee on Rules and Calendar.

By the Committee on Civil Justice and Claims; and Representative Clemons and others—

**HB 3879**—A bill to be entitled An act relating to negligence; amending s. 768.76, F.S.; exempting compensation under workers' compensation from certain reductions for collateral sources; revising language with respect to collateral sources of indemnity to redefine the term "collateral sources" with respect to negligence actions; amending s. 768.81, F.S.; revising language with respect to the applicability of joint and several liability to certain actions; providing that certain employers participating in a worker's compensation eligibility program shall not be considered a party in a negligence action and shall not be listed as a tortfeasor on certain jury verdicts; providing an effective date.

—was referred to the Committee on Rules and Calendar.

By the Committee on Civil Justice and Claims; and Representative Warner and others—

**HB 3881**—A bill to be entitled An act relating to litigation reform; providing for expedited trials; providing timeframes for the conduct of such trials; creating s. 40.50, F.S.; providing for instructions to juries after the jury is sworn in; providing for the discussion of evidence under certain circumstances; providing for the taking of notes under certain circumstances; providing for notebooks; providing for written questions; providing for final instructions; creating s. 44.1051, F.S.; providing for voluntary trial resolution; providing for the appointment of a trial resolution judge; providing for compensation; providing for fees; providing for the tolling of applicable statutes of limitation; providing for powers of trial resolution judges; providing for hearings and evidence; providing for appeal; providing for application; amending s. 57.071, F.S.; providing criteria under which expert witness fees may be awarded as taxable costs; amending s. 57.105, F.S.; providing sanctions for raising unfounded claims or defenses; providing exceptions; providing for damages in certain circumstances; amending s. 768.77, F.S.; revising language with respect to itemized verdicts to delete reference to future damages; amending s. 768.78, F.S.; conforming to the act; correcting a cross reference; amending s. 768.79, F.S.; providing for the applicability of offers of judgment and demand of judgment in cases involving multiple plaintiffs; providing that subsequent offers shall void previous offers; providing that prior to awarding costs and fees the court shall determine whether the offer was reasonable under the circumstances known at the time the offer was made; authorizing the court to consider whether or not a proposal was reasonably rejected when considering entitlement to and the amount of an award of attorneys' fees; providing severability; providing an effective date.

—was referred to the Committee on Rules and Calendar.

By Representative Feeney and others—

**HM 291**—A memorial to the Congress of the United States, urging Congress to enact amendments to the National Voter Registration Act of 1993.

—was referred to the Committee on Rules and Calendar.

By Representative Tobin and others—

**HM 1303**—A memorial to the Congress of the United States, urging Congress to reauthorize the Older Americans Act.

—was referred to the Committee on Rules and Calendar.

By Representative Saunders and others—

**HM 3003**—A memorial to the Congress of the United States, urging the Congress to act on an amendment to the Constitution of the United States relating to the rights of crime victims.

—was referred to the Committee on Rules and Calendar.

## COMMITTEE APPOINTMENT

The President appointed Senator Laurent to the following Committees: Agriculture; Natural Resources; Transportation; and Ways and Means, Subcommittee A (General Government).

## CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 11 was corrected and approved.

## CO-SPONSORS

Senators Bronson—SB 510, SB 744; Brown-Waite—SB 228; Campbell—SB 68; Casas—SB 228, SB 1814; Clary—SB 744; Dudley—SB 228; Grant—CS for SB 1372; Harris—SB 68, SB 228, SB 242, SB 912; Horne—SB 228, SB 1508; Klein—SB 228, SB 242; Kurth—SB 882; Lee—SB 228; Meadows—SB 68; Myers—SB 1704; Ostalkiewicz—SB 912, SB 1814, SB 1888; Silver—SB 68, CS for CS for SB 502; Sullivan—SB 228; Turner—SB 744

Senator Diaz-Balart withdrew as a co-sponsor of SB 1552.

## RECESS

On motion by Senator Bankhead, the Senate recessed at 3:33 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 9:00 a.m., Thursday, March 19.

## SENATE PAGES

March 16-20

Sherrita Austin, Bartow; Bethany Dawn Campbell, Branford; Joel Floyd, Tallahassee; Ann Ford, Jacksonville; William Hanley, Tallahassee; Timothy (Tim) A. Koerper, Brandon; Mack Lytle, Greenacres; Patricia E. Martin, Cape Coral; Cassie McEwen, Havana; Sarah E. Roberts, Lantana; Sophia Sheikh, Tallahassee; Briana Tracy, Brandon; Samra Wiesen, Miami Shores; Charity Williams, LaBelle