



Journal of the Senate

Number 1—Regular Session

Tuesday, March 2, 1999

Beginning the thirty-first Regular Session of the Legislature of Florida convened under the Florida Constitution as revised in 1968, and subsequently amended, at the Capitol, in the City of Tallahassee, Florida, on Tuesday, the 2nd of March, A.D., 1999, being the day fixed by the Constitution of the State of Florida for convening the Legislature.

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CALL TO ORDER

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

Madam President	Dawson-White	Jones	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Vacancy in Office: Senator W.G. "Bill" Bankhead, who represented Senate District 8, resigned from office January 13, 1999. A special election will be held March 9, 1999 to fill the vacancy.

PRAYER

The following prayer was offered by The Right Rev. John Howe, Bishop of the Episcopal Diocese of Central Florida, Orlando:

Almighty God, you have given us this good land for our heritage. You have showered your blessings upon us in great abundance and we pause to give you thanks and to ask your guidance for our Governor, our Senators and our Representatives in the Legislature of this State.

We humbly pray that we may always prove ourselves a people mindful of your favor and glad to do your will. We ask your continued blessing

upon this land and especially this great state of Florida that we may serve you with honorable industry, sound learning and pure manners. Save us from violence, discord and confusion, from pride and arrogance and from every evil way. Defend our liberties and fashion into one united people the multitudes brought here out of many families and nations.

Endue with the spirit of wisdom those to whom in your name we entrust the authority of government, that there may be justice, freedom and peace throughout society. And give us such obedience to your law that we may show forth your praise throughout this land and among the nations of the earth.

In the time of prosperity fill our hearts with thankfulness, and in the day of trouble strengthen our trust in you. And all for your name's sake. Amen.

PLEDGE

Senate Pages Christopher Cannon of Tallahassee and John Macdonell of Clermont, led the Senate in the pledge of allegiance to the flag of the United States of America.

SPECIAL GUESTS

The President recognized the following former Senate Presidents: Mallory Horne, 1972-74; Phil Lewis, 1978-80; W.D. Childers, 1980-82; John Vogt, 1986-88; Commissioner of Agriculture, Bob Crawford, 1988-90; Gwen Margolis, 1990-92; Pat Thomas, 1993-94; and James Scott, 1994-96.

The President recognized Lieutenant Governor Frank Brogan, Secretary of State Katherine Harris and Comptroller Robert Milligan, Chief Justice Major Harding, Justice Leander Shaw, Justice Charles Wells, Justice Lee Anstead, Justice Barbara Pariente, Justice Fred Lewis and Justice Peggy Quince.

The President recognized former Senators William G. "Bill" Bankhead, Fred Dudley and Charlie Crist. Also recognized was Bishop John Howe's daughter, Jessica Howe.

ADDRESS BY PRESIDENT TONI JENNINGS

PAST

One hundred seventy-five years ago, in a cabin near where we sit today, our forefathers held Florida's first legislative session. It was in that cabin that these great leaders began building a foundation for our future. In the years since that first log cabin session, citizens and lawmakers have engaged in legislative issues to strengthen that foundation.

Like **John Westcott**—a railway president, canal builder, inventor, educator, politician and land surveyor from Madison. In the mid 1840's, John Westcott drafted a plan that became the basis for much of Florida's early educational system. For the first time in history, Westcott encouraged lawmakers to discuss educating our children. Prior to that the two most important issues were land and cattle.

And like **David Shelby Walker**—the Senator from Leon and Wakulla who served in the first legislature. He was also the first State Superintendent for Public Instruction. His dynamic energy for providing public education led to the first public school in Tallahassee to be supported by tax dollars.

Since then, many leaders have walked the chambers of the old and new Capitol. Each one continuing to build on that foundation and further improve the lives of Floridians. These leaders gave our citizens the tools they needed to help a young Florida build businesses and develop the economy. They made sure that communities could meet the most crucial needs of its people: **EDUCATION, HEALTH CARE and SAFE NEIGHBORHOODS.**

Though much has changed since our forefathers stood in these historical chambers to begin charting the future of Florida, many things remain the same. Senators, **Floridians' demands are many and complex, but their needs from state government remain very basic!**

It is our duty to provide for those basic needs. It is up to us to **strengthen** the foundation that each of our citizens can build on through their own initiative, not government's. As we go to work today and for the next 60 days, remember the cabin where our forefathers began building the foundation for Florida's future 175 years ago—one log at a time and one law at a time.

PRESENT

To meet the needs of our citizens, it is essential that we focus on one key item which helps unlock the door to a stronger, healthier Florida. **EDUCATION!** John Westcott knew the importance of education. He once summed up his notions concerning public education by commenting that without education we will die. With a good education, everything else will fall into place.

Education touches all areas of Florida:

- It determines the quality of our workforce.
- It reflects the state's business climate.
- It reflects on the quality of our workforce.
- It enforces the message that drugs kill and destroy families.
- It teaches land preservation.
- It creates bright generations that can compete in the future.

To ensure Florida continues to prosper and thrive, we must ensure our children get the very best education we can offer. The Senate has made it a priority to focus on what happens in the classroom. We have made progress. We have raised educational standards, put more money into facilities—we focused on teacher training.

We have seen the progress. **BUT, that DOES NOT MEAN IT IS TIME TO SHIFT OUR FOCUS.**

We must continue to build on the essential foundation that education provides our state, and continue to improve what goes on in the classroom. It is not enough to say we are catching up to everybody else, we should be the leaders.

Readiness

For children to have a quality learning experience, we must ensure they are ready to learn when the school bell rings. The Senate's School Readiness Program which we will take up this afternoon will target children ages one through four in a variety of childhood service settings. It will create statewide measures for readiness and help ensure children are fully prepared to learn when they enter school.

Thirty thousand aren't ready for kindergarten. Let us pass out the School Readiness Bill and cut that number by half next year.

Workforce Development

Without a good education base, Florida cannot produce a quality workforce. Every employer knows this. We are constantly challenged with finding skilled employees to hire.

For our high-school graduates, Florida needs to establish a system for steering students into higher education avenues that will give them the skills they need to land a job. Pre-planning and improved communications between businesses demanding workers and those preparing

them—universities or community colleges—is needed to reduce the number of students who cannot find appropriate jobs.

I want to thank President Sandy D'Alemberte for recently taking on this practice at Florida State University. I believe universities across the state will soon see the benefits of this initiative and will want to take on this challenge.

We must coordinate, consistent with federal legislation, our workforce development efforts to establish one-stop career centers in key locations throughout the state from which a broad spectrum of services can be provided.

Healthy Economy

It is important that Florida's economy remains strong and inviting to businesses that wish to expand or relocate to our home state. For a healthy economy, we must also make Florida a tax friendly state for citizens and businesses. That is why I continue to support the elimination of the intangible tax on accounts receivable by the year 2000, and this year we'll begin the repeal of the rest.

Further, I propose that you pass the Taxpayer Fairness Act so that enforcement and administrative provisions will be less intrusive and more friendly. To business leaders across Florida, I appreciate the financial boost you have been giving the state with the estimated sales tax. It is time to phase that tax out.

We must focus our recruiting skills to bring more businesses to our state. That is the mandate of Enterprise Florida, and we must be sure that Enterprise Florida has the tools and clear direction to lead that charge. Venture Star and commercial space projects are Florida's kind of business. We should aggressively go after them!

As we talk about our high tech state, let us not forget our rural areas. It is important that existing programs and incentives for rural development be continued and enhanced. We should also look toward creating a rural infrastructure program that would begin to provide, in rural areas, the infrastructure that is so necessary for economic development.

And let us lift the cloud looming over Florida's business climate. Let us support litigation reform, but not forget the importance of preserving the rights of Floridians.

Faster Government Services

We've talked for years about efficiency in government. This session we will continue our commitment by coordinating the regulatory and permitting processes between state and local government. Permitting on the Internet and the establishment of Quick Business County programs shows government working for its citizens. . . . but not at the expense of our environment.

Florida Forever

Florida is very much a natural state. It is filled with natural beauty—crystal clear springs, mangrove covered shorelines, scrubwood laden prairies, and more.

Our Preservation 2000 program has enabled us to preserve more than a million acres of fragile environmental areas across the state. But P2000 is slated to phase out in the year 2000. We owe it to our children to keep this successful land preservation program alive. More of our ecosystems can be preserved for future generations to enjoy.

That is why I support the Senate's Florida Forever bill which will carry P2000 through the year 2010, and step-up management of these lands. Florida's environment is perhaps the greatest living teaching tool we have. Let us continue our preservation efforts. Let us preserve Florida's natural beauty.

Drug Control

What good will an education readiness program do for children if that child's mother or father stands on the street corner buying or selling crack cocaine or other illicit drugs? What good does our education system do if our students are dying from a heroin overdose?

This is not about a war on drugs! At the Drug Summit a chief of police said, "Don't call it a war. If it is a war, then we haven't even gotten off a good shot."

This is about building a house where drugs are not accessible. It is about building a house for the community; it is about protection, guidance and rules. We began building that house last month with the Senate sponsored statewide drug control summit. And we will continue our building project this session when we pass legislation creating the Office of Drug Policy, minimum mandatory sentences and a crackdown on money laundering.

Let us start solving the drug abuse problem in Florida one child at a time.

Campaign Finance

The examples that you and I set are the actions that many in our future will follow. I must say I am not proud of recent examples of low voter turnout and apathy toward our electoral process.

Last year, Florida saw the lowest general election turnout in 35 years. The public has lost faith in campaigns. Campaigns should be about communities, not contributions.

It is time for us to set the right example.

- Limit soft money contributions.
- Close the loophole in our campaign finance laws.
- Put the faith back into the election process.

FUTURE

For the next 60 days, you and I will enter these chambers to do the work the people elected us to do. While we're here, let's remember:

- Readiness prepares our children.
- A good economy offers them an opportunity.
- The right training puts them to work.
- A drug-free Florida saves lives.
- And saving our natural beauty will mean the children of tomorrow will know the Florida of yesterday.

But. . . **Education is the foundation for Florida's future.** LOOK AT THESE FACES—these are the **FACES OF OUR FUTURE.**

Our forefathers set the example—we must do the same. Just like 175 years ago, in that little cabin on the hill, focus your energy on our citizens' basic needs—and build on the foundation of the future.

COMMITTEES APPOINTED

On motion by Senator Laurent that a committee be appointed to notify the House of Representatives that the Senate was convened and ready to proceed to the business of the session, the President appointed Senators Brown-Waite, Burt, Campbell, Clary, Mitchell and Sebesta. The committee was excused.

On motion by Senator Grant that a committee be appointed to notify the Governor that the Senate was convened and ready to proceed to the business of the session, the President appointed Senators Bronson, Casas, Holzendorf, Kirkpatrick, Myers and Thomas. The committee was excused.

COMMITTEE RECEIVED

A committee from the House of Representatives composed of Representatives Bainter, Boyd, Garcia, Logan, Lynn, K. Smith and Trovillion was received and informed the Senate that the House of Representatives was convened and ready to proceed to the business of the session. The committee then withdrew from the chamber.

COMMITTEES DISCHARGED

The committee appointed to notify the House of Representatives appeared at the bar of the Senate and reported to the President that its duty had been performed. The committee was thanked for its service and discharged.

The committee appointed to notify the Governor appeared at the bar of the Senate and reported to the President that its duty had been performed. The committee was thanked for its service and discharged.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Toni Jennings, President

I am directed to inform the Senate that the House of Representatives has adopted HCR 1-Orig. and requests the concurrence of the Senate.

John B. Phelps, Clerk

By Representative Arnall—

HCR 1-Orig.—A concurrent resolution providing that the House of Representatives and Senate convene in joint session for the purpose of receiving a message from the Governor.

—was read the first time in full. On motion by Senator Cowin, by two-thirds vote **HCR 1-Orig.** was read the second time by title, unanimously adopted and certified to the House.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator McKay, by two-thirds vote **CS for SB 236, CS for SB 374, CS for SB 376 and CS for SB 378** were withdrawn from the Committee on Rules and Calendar; **CS for SB 170, SB 326, CS for SB 62, SB 138 and CS for SB 166** were withdrawn from the Committee on Fiscal Policy.

On motion by Senator McKay, by two-thirds vote **SB 58, CS for SB 196, SB 250, SB 252, SB 254, SB 256, SB 258 and SB 260** were also referred to the Committee on Fiscal Policy.

On motion by Senator Forman, by two-thirds vote **SR 104** was withdrawn prior to introduction.

On motion by Senator Campbell, by two-thirds vote **SB 28, SB 30, SB 96 and SB 686** were withdrawn from the committees of reference and further consideration.

On motion by Senator Thomas, by two-thirds vote **SB 42 and SB 44** were withdrawn from the committees of reference and further consideration.

MOTIONS RELATING TO COMMITTEE MEETINGS

On motion by Senator McKay, the rules were waived and the Special Order Subcommittee of the Committee on Rules and Calendar was granted permission to meet this day upon adjournment of the afternoon session until completion.

On motion by Senator McKay, the rules were waived and the Committees on Banking and Insurance; Education; Natural Resources; Commerce and Economic Opportunities; Comprehensive Planning, Local and Military Affairs; Criminal Justice; Budget; Budget Subcommittee on Health and Human Services; Budget Subcommittee on Education; Budget Subcommittee on General Government; Budget Subcommittee on Public Safety and Judiciary; Budget Subcommittee on Transportation and Economic Development; and the Committees on Fiscal Policy; and Fiscal Resource were granted permission to meet March 3 as published in the calendar.

MOTIONS

Senator McKay moved that following the joint session, the Senate stand in recess until 2:00 p.m. The motion was adopted.

MOTION TO INTRODUCE BILL

Senator Dawson-White moved that the rules be waived and the following bill be introduced notwithstanding the fact that the final day had passed for introduction of claim bills:

A bill to be entitled An act relating to Palm Beach County; providing for the relief of Elizabeth Menendez.

The motion was referred to the Committee on Rules and Calendar.

JOINT SESSION

Pursuant to **HCR 1-Orig.**, the Senate formed in processional order and marched in a body to the chamber of the House of Representatives where they were received in due form. The joint session was called to order by The Honorable John Thrasher, Speaker of the House of Representatives.

The Lieutenant Governor, members of the Cabinet and justices of the Supreme Court were received and seated.

The Speaker invited Senator Jennings, President of the Senate, and Senator Myers, President Pro Tempore of the Senate, to the rostrum and requested the President to preside over the joint session.

THE PRESIDENT PRESIDING

The President declared a quorum of the joint session present.

The Right Reverend John Howe, Bishop of the Episcopal Diocese of Central Florida, Orlando delivered the prayer.

The President led the pledge of allegiance to the flag of the United States of America.

On motion by Representative Feeny that a committee be appointed to notify the Governor that the joint session was assembled to receive his message, the President appointed Senators Carlton, Dawson-White, Meek, Saunders and Webster; and on behalf of the Speaker, appointed Representatives Dockery, Melvin, Fuller, Valdes, Bradley, Minton and Roberts. The committee withdrew from the chamber.

The committee appointed to wait upon the Governor subsequently returned to the chamber escorting His Excellency, The Honorable Jeb Bush, Governor, to the rostrum.

SPECIAL GUESTS

The President recognized the following guests: Columba Bush, wife of the Governor; Noelle Bush, daughter of the Governor; Mary Brogan, wife of the Lieutenant Governor; and Jean Thrasher, wife of the Speaker.

The President presented the Governor to the joint assembly.

ADDRESS BY GOVERNOR JEB BUSH

President Jennings, Speaker Thrasher, distinguished members of the Supreme Court, Lieutenant Governor Frank Brogan, members of the Cabinet, Honorable Senators and Representatives, distinguished guests, those watching on the Internet, and my fellow Floridians, thank you.

With great humility, I stand before you today to fulfill my constitutional obligation to report on the state of our state. In this place one year ago, the late Governor Lawton Chiles delivered his final state of the state address. With deep respect and gratitude for his unique public service to our state, I ask that you join me in taking a moment to honor his memory.

This is my first State of the State address as your Governor, yet it will be our last of this century.

As the sun sets on the final days of this millennium, we can rightfully take pride in Florida's progress during the past one hundred years. Many Florida pioneers have left their mark on our state this century: from Henry Flagler's railroad building to Marjorie Stoneman Douglas' lifelong love for the River of Grass, to Governor LeRoy Collins' courageous leadership. The pioneers before us have transformed Florida from an undeveloped state on the nation's border into a superpower state with borderless potential. That is the legacy of their labor.

Today, the state of our state is remarkably strong. Incomes are growing, unemployment is low, and in the last two and a half years alone, over 110,000 Florida families have left the welfare rolls, a decline of over 50 percent!

But, while our economic indicators are positive, much work remains to be done. Our prosperity today is merely an opportunity to build on the legacy of those who came before us.

Together, we must work toward a shared vision in the next century to build:

- a state with a world-class educational system that does not leave a single child behind;
- a state with safe neighborhoods where children can play and elders can live without fear;
- a state where abused and neglected children, the developmentally disabled and frail elders receive the help they need in a compassionate way;
- a state where our urban cores flourish, providing hope and opportunity to those who need it most;
- a state where our natural resources are sustained for the benefit and enjoyment of future generations;
- and a state where government takes less of our money.

In 1999, this Legislature and this Governor must do our part to help Florida flourish in the next century by focusing on three R's: Resources, Reform and Relief—resources and reform for education and social services, and relief for Florida's taxpayers.

1. Education

Even in a state with our great diversity of people and opinions, I think we can all agree that nothing will have a greater impact on our quality of life in the next century than the quality of our schools.

The alternatives are clear. With an educated populace, our state will flourish with prosperity and renewed citizenship. Without an educated populace, our state will wither away into economic irrelevance and we will be pitted against each other.

So our first priority must be education.

Over the last year-and-a-half, I've visited more than 200 Florida schools. I have met with hundreds of dedicated teachers and principals who shared with me their firsthand reports about the challenges they face day-in and day-out. I've listened to the hopes and concerns of thousands of students and parents.

And I learned that while many of our students are receiving the education that will serve them well in the future, we have an education system that is tragically leaving children behind.

Last year, 50 percent of Florida's 4th graders were not reading at the 4th grade level!

A recent survey showed that over one-third of Florida's 9th graders have failed to earn a C-average. That's almost 60,000 fourteen-year-olds in our state that have a D or F average!

And another report released just a few weeks ago calculated Florida's 1997-98 high school graduation rate at 52 percent!

Together, let's send an unmistakable message for our children—IN FLORIDA, FAILURE IS NO LONGER AN OPTION.

To fix this problem, we must first recognize that there is no silver bullet that will solve all that ails our educational system overnight.

Our efforts must be systemic and sustained.

Education will remain my top priority until we can honestly say that our system no longer leaves any child behind. Today, as Governor, I make this commitment: I will never waver in my dedication to transforming our public schools into centers of educational excellence.

As a down payment on that commitment, in January, with many of you standing by our side, Lieutenant Governor Frank Brogan and I announced our A+ Plan for Education.

Our A+ Plan will bring needed resources **and** needed reforms to our schools.

To provide sufficient funding, total spending on K-12 education from all sources will increase by over 1.2 billion dollars in our recommended budget.

And, to help alleviate crowded classroom conditions, 1.2 billion dollars in state money will be available for the construction and maintenance of schools. This is the largest commitment of state resources to K-12 school construction and maintenance of any state in the nation.

But while our plan recognizes that our schools need more money, we must also recognize that our money needs more accountability.

Without powerful accountability measures built into the system, no quantity of money will give our children the quality of education they deserve.

So today, let's agree that our commitment to education must be measured not solely by the amount of money we pour into the system, but by the amount of knowledge poured into the minds of our children.

I would like to take this opportunity to thank Lieutenant Governor Frank Brogan for his vision and work in laying the foundation for bringing true accountability to our educational system.

Our A+ plan builds on that foundation in many ways.

First, we will test students in grades 3 through 10 and grade schools on student achievement. Parents will know how their schools are doing as measured by the one thing above all else that matters: whether kids are learning.

Second, we will no longer fool ourselves into believing it is acceptable to promote children to the next grade who aren't learning. Social promotion gives everyone—students, teachers and parents—a tragic false hope, and IT MUST END.

To end social promotion and to help students meet necessary promotion standards, legislation before you today will dramatically increase funding for remediation efforts to over 400 million dollars and provide more flexibility for schools to solve this most pressing of problems.

Third, schools that improve and schools of excellence will be rewarded with additional funds and freedom to spend those funds based on the needs of that particular school.

But if a school receives an "F" grade, we will help it and not abandon it. We will do all we can to turn that failing school around. That school, with the assistance of the local school board and the state Department of Education, will receive financial assistance to develop and implement a comprehensive improvement plan that will be specifically tailored to its particular needs.

But even as we do all we can do to improve a failing school, let us at least acknowledge that no student in our state should be forced to attend a school that repeatedly continues to fail. Research has shown that it is almost impossible to make up the effects of a year with little or no learning gain.

We owe children in failing schools real educational opportunities, not our apologies.

That's why I urge you to support giving Opportunity Scholarships to children in chronically failing schools.

A student in a failing school deserves a quality education as much as a student in a successful school. It's time we give these students the educational opportunity they desperately need.

With true accountability in our schools, the good ideas being considered by this Legislature such as class size reduction, school readiness, and extension of the school year will have a chance to work.

If we provide our schools with additional resources and accountability reforms, over time, we can make our educational system a shining beacon of excellence that will give all of our state's children the life-long benefits of a world-class education—but we must make that commitment now—not next year—not in two years—but NOW.

2. Helping the Most Vulnerable

In my travels throughout our state, I have been fortunate to meet so many of Florida's quiet heroes—those who care for their loved ones, tending to their needs with great difficulty and intense financial pressure.

When the total state budget has more zeroes than the average calculator can compute and once we've memorized the alphabet soup of agency acronyms, it's all too easy to lose sight of the reason we are here—to serve people. I'd like to read you an excerpt of a letter that I received about a month ago that I think helps put our work here into perspective.

Dear Governor Bush,

[A friend] thought I should write you about...an emotional common experience that almost any mother of a child with disabilities endures. It goes without saying that the most horrific experience that any mother would face would be the death of a child. However, this is quite the opposite for mothers of children with disabilities. Our most common fear is that our child will actually survive us. We pray that we will live long enough, that our strength will last, and that somehow we can make it financially to outlive our children.

This is something that is quietly talked about among us when we are with each other. Who will love them? Who will keep them safe from abuse? Who will get up in the middle of the night? Who will lift them out of their wheelchairs?

The answer has been no one. We have all seen what happens "after the mother dies." Our experience is that our children are rejected both financially and emotionally from their communities. It is quite profound to realize that these silent lessons learned over the years have had this end result. But it is true.

And this is the story of only one Florida family. So many other Floridians find themselves in equally vulnerable positions: from the thousands of children in the foster care system awaiting adoption to the thousands of senior citizens awaiting community care. They are people whose names you will never know, whose faces you will never see, whose stories you will never hear. These are our fellow Floridians, and even in this time of plenty, they are in great need.

But while their needs are great, our present system is drowning in an ocean of federal lawsuits, waiting lists, and obsolete bureaucracy.

As in education, now is the time to bring the right resources and the right reforms to our social services system. Let us work together and seize the opportunity to improve the lives of Florida's most vulnerable citizens.

We should do this to reform our child welfare system, to prevent the grotesque abandonment, abuse and neglect of children in our state. To help restore a sense of compassion in how we protect the most innocent among us, I ask that you increase funding for child welfare by 101 million dollars, a 24 percent increase.

We should do this to eliminate the Community Care for the Elderly waiting list of seniors in need of community-based services. I ask that you approve my budget recommendation to allow 14,000 seniors to receive the care that they need at home to stay out of nursing homes.

We should do this to reduce by over 50 percent the people with developmental disabilities awaiting needed services, and to redesign the system in a dramatic way. I ask that you approve my budget request of an additional 210 million dollars.

And finally, to ensure the best use of the funds from Florida's tobacco settlement, I have proposed the creation of the Lawton Chiles Tobacco Endowment for Children and Elders.

This endowment will be initially funded with over 1.1 billion dollars of tobacco settlement monies, will grow to over 2 billion dollars in four years, and will provide in perpetuity a dedicated source of revenue to fund the increased needs of Kidcare insurance program, child welfare, and our aging-in-place programs. I urge you to approve the creation and funding of this Endowment in honor of Governor Chiles and in honor of good conservative government.

But along with these resources, we must also provide reforms to ensure the effective use of every tax dollar.

There must be a bold, new approach to providing human services in our state. The unaccountable, system-centered model that we now have is as obsolete as the 20th century is about to be.

Our new approach must be compassionate, community-driven, responsive, and most importantly, accountable to those it serves as well as to our taxpayers.

I look forward to working with the Legislature in the coming months to redesign our service-delivery system to make it more choice-based, consumer-directed, family-centered, and quality-driven.

With the right combination of resources and reform, we can create a system that compassionately meets the needs of Florida's most vulnerable citizens.

3. Historic Tax Relief

In addition to providing resources and reforms in education and social services, we must also give our citizens relief.

Let us never forget the unmet needs of Florida's families.

Most families now need two incomes to make ends meet. Incredibly, government at all levels now consumes 40 percent of median family income. Parents delicately balance the economic and emotional needs of their children with the stressful demands of their jobs. Most of our elders are fearful that they will outlive their life's savings. Former welfare recipients fighting to achieve economic independence struggle every month to pay for their basic necessities.

And these are the so-called good times. When hard times hit our state earlier this decade, our state and local governments asked the people of Florida to make do with less.

This decade alone, state and local taxes were raised almost four times as much as they were cut. Because Tallahassee needed more money to provide for the needs of the state, Floridians responded to their government's call to sacrifice AND THEY MADE DO WITH LESS—they had less money to buy groceries, less money to provide child care for their children, less money to enjoy their golden years, and less money to lift themselves up from poverty.

To keep faith with its people, this government cannot force its citizens to make do with less during bad times if it is not willing to share prosperity with its citizens during good times.

We MUST show greater respect for the earnings of the people of our state.

Our citizens need tax relief. That's why I've proposed a broad-based tax relief package of 1.2 billion dollars—to help seniors, homeowners, working families and small businesses.

Rebating taxes for 7 million utility bill payers through utility bills will ensure that our tax relief is broad-based. Reducing the intangibles tax will provide relief to Florida's seniors and small businesses. Reducing the unemployment tax will help businesses create more jobs. Cutting property taxes will help everyone who owns property who have seen their average property tax rates increase by 18 percent in the last decade.

In their entirety, these tax cuts will enhance Florida's economic competitiveness in an equitable and broad-based manner. They will improve our state's business climate, help sustain our economy and bring new jobs and opportunities to our communities.

For the average Florida family, with our tax relief proposal, we will provide the equivalent of 6 million weeks of groceries for Florida's families, 6 million months of electricity, or 30 million fill-ups of the family car.

I've listened to those who don't believe in this sensible tax relief proposal. It seems that from their point of view, every tax dollar that Tallahassee takes, Tallahassee must spend.

To them, I respectfully offer a new credo: IT'S NOT OUR MONEY.

The people of Florida have sent us here to work for them—for the single mom with two jobs and two kids, for the small businesses strug-

gling to keep their doors open, for the former welfare recipient battling to achieve independence. They did not send us here to search for new ways to make them work harder and longer for us.

We must not allow the prosperity and abundance that our citizens have earned with hard work and sacrifice to be totally consumed by a government with an unlimited appetite for more tax dollars. Those of us in Tallahassee must learn to trust Floridians to keep more of what they earn.

We must change the nature of government's relationship with its citizens, and **now** is the time to begin the change.

4. Four Fronts, Florida Forever and Front Porch Florida

And beyond those top three priorities, we will also have an opportunity during this Legislative session to fight the scourge of drugs in our communities, preserve our natural resources, and create economic opportunity in our urban cores and rural areas.

Our state has been in need of a drug control strategy, and I commend Senate President Toni Jennings and the Florida Senate for their year-long process to build a consensus behind a comprehensive strategy.

Our budget recommendation increases funding by 80 percent to fight this battle on all four fronts: awareness, prevention, enforcement and treatment. My wife, Columba, and I are personally committed to fight this fight on every front.

To criminals who commit violent crimes with a gun, our message must be plain and clear: use a gun, and you're done. I ask that you pass 10-20-Life legislation during this session to provide certainty of punishment to criminals who use guns in the commission of a violent crime.

Future generations will benefit from the state's investment over the past 10 years in Florida's natural resources through the Preservation 2000 program. It is imperative that this Legislature develop a successor program that builds on the accomplishments of Preservation 2000.

And while we preserve our natural resources, we also need to begin the process of connecting our urban cores and our rural areas to the rest of the state and not leave them behind. I've proposed a plan called Front Porch Florida that will release the power of local communities in Florida's urban cores to revitalize their neighborhoods.

There will be many other issues this historic Legislature will work on, but there's another element to this that's important to me—we must do the people's work with civility and a sense of inclusiveness.

While it's been noted that this is the first time in 130 years that both houses of the Legislature and the Governor's office have been controlled by the Republican Party, I prefer not to dwell on the historical significance of that fact. It is more significant to me that the people of our great state, in their final election of the 20th century, have chosen each one of us, Republican and Democrat, to serve them and to lead them into the 21st century.

We cannot let them down.

We must give them partnership and progress, not partisanship and pettiness.

We have a historic opportunity to do what is right. Let's not blow it.

I pledge to work with each member of the Legislature—Republican, Democrat, African-American, Hispanic, from our most populated cities to our rural communities.

Let's show the rest of the country what dedicated public servants can accomplish when they work together with a shared vision.

With energy, passion and courage, I ask you to join me so that we can seize our state's challenges to create a better quality of life for all Floridians in the 21st century.

Thank you, God bless you, and may God bless Florida forever.

DISSOLUTION OF JOINT SESSION

Following the Governor's address, the committee previously appointed escorted the Governor from the rostrum and from the House chamber, followed by the Lieutenant Governor, members of the Cabinet and justices of the Supreme Court.

On motion by Senator McKay, the joint session was dissolved at 11:58 a.m. and the Senators were escorted from the House chamber by the Senate Sergeant at Arms.

AFTERNOON SESSION

The Senate was called to order by the President at 2:00 p.m. A quorum present—36:

Table with 4 columns: Madam President, Dawson-White, Kirkpatrick, Myers, Bronson, Dyer, Klein, Rossin, Brown-Waite, Forman, Kurth, Saunders, Burt, Geller, Latvala, Scott, Carlton, Grant, Laurent, Sebesta, Casas, Gutman, Lee, Silver, Childers, Hargrett, McKay, Sullivan, Clary, Holzendorf, Meek, Thomas, Cowin, Jones, Mitchell, Webster

REPORTS OF COMMITTEES RELATING TO GUBERNATORIAL APPOINTMENTS

The Honorable Toni Jennings President, The Florida Senate March 2, 1999

Dear President Jennings:

The following executive appointment was referred to the Senate Committee on Gubernatorial Appointments and Confirmations for action pursuant to Rule 12.7(a) of the Rules of the Florida Senate:

Office and Appointment

For Term Ending

Secretary of Business and Professional Regulation Appointee: Henderson, Cynthia A. Pleasure of Governor

As required by Rule 12.7(a), the committee caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointee for appointment to the office indicated. In aid of such inquiry the committee held a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointee.

After due consideration of the findings of such inquiry and the evidence adduced at the public hearing, the Committee on Gubernatorial Appointments and Confirmations respectfully advises and recommends that:

- 1) the executive appointment of the above-named appointee, to the office and for the term indicated, be confirmed by the Senate;
2) Senate action on said appointment be taken prior to the adjournment of the 1999 Regular Session; and
3) there is no necessity known to the committee for the deliberations on said appointment to be held in executive session.

Respectfully submitted, William G. "Doc" Myers, Chairman

On motion by Senator Myers, the report was adopted and the Senate confirmed the appointment identified in the foregoing report of the committee to the office and for the term indicated in accordance with the recommendation of the committee. The vote was:

Yeas—36

Table with 4 columns: Madam President, Carlton, Cowin, Geller, Bronson, Casas, Dawson-White, Grant, Brown-Waite, Childers, Dyer, Gutman, Burt, Clary, Forman, Hargrett

Table with 4 columns: Holzendorf, Latvala, Mitchell, Sebesta, Jones, Laurent, Myers, Silver, Kirkpatrick, Lee, Rossin, Sullivan, Klein, McKay, Saunders, Thomas, Kurth, Meek, Scott, Webster

Nays—None

The Honorable Toni Jennings President, The Florida Senate March 2, 1999

Dear President Jennings:

The following executive appointment was referred to the Senate Committee on Gubernatorial Appointments and Confirmations for action pursuant to Rule 12.7(a) of the Rules of the Florida Senate:

Office and Appointment

For Term Ending

Secretary of Children and Family Services Appointee: Kearney, Kathleen A. Pleasure of Governor

As required by Rule 12.7(a), the committee caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointee for appointment to the office indicated. In aid of such inquiry the committee held a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointee.

After due consideration of the findings of such inquiry and the evidence adduced at the public hearing, the Committee on Gubernatorial Appointments and Confirmations respectfully advises and recommends that:

- 1) the executive appointment of the above-named appointee, to the office and for the term indicated, be confirmed by the Senate;
2) Senate action on said appointment be taken prior to the adjournment of the 1999 Regular Session; and
3) there is no necessity known to the committee for the deliberations on said appointment to be held in executive session.

Respectfully submitted, William G. "Doc" Myers, Chairman

On motion by Senator Myers, the report was adopted and the Senate confirmed the appointment identified in the foregoing report of the committee to the office and for the term indicated in accordance with the recommendation of the committee. The vote was:

Yeas—35

Table with 4 columns: Madam President, Dawson-White, Kirkpatrick, Rossin, Bronson, Dyer, Klein, Saunders, Brown-Waite, Forman, Kurth, Scott, Burt, Geller, Latvala, Sebesta, Carlton, Grant, Laurent, Silver, Casas, Gutman, Lee, Sullivan, Childers, Hargrett, McKay, Thomas, Clary, Holzendorf, Meek, Webster, Cowin, Jones, Myers

Nays—None

The Honorable Toni Jennings President, The Florida Senate March 2, 1999

Dear President Jennings:

The following executive appointment was referred to the Senate Committee on Gubernatorial Appointments and Confirmations for action pursuant to Rule 12.7(a) of the Rules of the Florida Senate:

Office and Appointment

For Term Ending

- 2) Senate action on said appointment be taken prior to the adjournment of the 1999 Regular Session; and
- 3) there is no necessity known to the committee for the deliberations on said appointment to be held in executive session.

Secretary of Community Affairs
Appointee: Seibert, Steven M.

Pleasure of Governor

Respectfully submitted,
William G. "Doc" Myers, Chairman

As required by Rule 12.7(a), the committee caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointee for appointment to the office indicated. In aid of such inquiry the committee held a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointee.

On motion by Senator Myers, the report was adopted and the Senate confirmed the appointment identified in the foregoing report of the committee to the office and for the term indicated in accordance with the recommendation of the committee. The vote was:

After due consideration of the findings of such inquiry and the evidence adduced at the public hearing, the Committee on Gubernatorial Appointments and Confirmations respectfully advises and recommends that:

Yeas—37

Madam President	Dawson-White	Klein	Saunders
Bronson	Dyer	Kurth	Scott
Brown-Waite	Forman	Latvala	Sebesta
Burt	Geller	Laurent	Silver
Campbell	Grant	Lee	Sullivan
Carlton	Gutman	McKay	Thomas
Casas	Hargrett	Meek	Webster
Childers	Holzendorf	Mitchell	
Clary	Jones	Myers	
Cowin	Kirkpatrick	Rossin	

Nays—None

Respectfully submitted,
William G. "Doc" Myers, Chairman

On motion by Senator Myers, the report was adopted and the Senate confirmed the appointment identified in the foregoing report of the committee to the office and for the term indicated in accordance with the recommendation of the committee. The vote was:

The Honorable Toni Jennings
President, The Florida Senate
March 2, 1999

Yeas—37

Madam President	Dawson-White	Klein	Saunders
Bronson	Dyer	Kurth	Scott
Brown-Waite	Forman	Latvala	Sebesta
Burt	Geller	Laurent	Silver
Campbell	Grant	Lee	Sullivan
Carlton	Gutman	McKay	Thomas
Casas	Hargrett	Meek	Webster
Childers	Holzendorf	Mitchell	
Clary	Jones	Myers	
Cowin	Kirkpatrick	Rossin	

Nays—None

Dear President Jennings:

The following executive appointment was referred to the Senate Committee on Gubernatorial Appointments and Confirmations for action pursuant to Rule 12.7(a) of the Rules of the Florida Senate:

Office and Appointment

For Term Ending

Secretary of Elderly Affairs
Appointee: Hernandez, Gema G.

Pleasure of Governor

The Honorable Toni Jennings
President, The Florida Senate
March 2, 1999

Dear President Jennings:

The following executive appointment was referred to the Senate Committee on Gubernatorial Appointments and Confirmations for action pursuant to Rule 12.7(a) of the Rules of the Florida Senate:

After due consideration of the findings of such inquiry and the evidence adduced at the public hearing, the Committee on Gubernatorial Appointments and Confirmations respectfully advises and recommends that:

- 1) the executive appointment of the above-named appointee, to the office and for the term indicated, be confirmed by the Senate;
- 2) Senate action on said appointment be taken prior to the adjournment of the 1999 Regular Session; and
- 3) there is no necessity known to the committee for the deliberations on said appointment to be held in executive session.

Respectfully submitted,
William G. "Doc" Myers, Chairman

On motion by Senator Myers, the report was adopted and the Senate confirmed the appointment identified in the foregoing report of the committee to the office and for the term indicated in accordance with the recommendation of the committee. The vote was:

Yeas—37

Madam President	Campbell	Clary	Forman
Bronson	Carlton	Cowin	Geller
Brown-Waite	Casas	Dawson-White	Grant
Burt	Childers	Dyer	Gutman

As required by Rule 12.7(a), the committee caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointee for appointment to the office indicated. In aid of such inquiry the committee held a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointee.

After due consideration of the findings of such inquiry and the evidence adduced at the public hearing, the Committee on Gubernatorial Appointments and Confirmations respectfully advises and recommends that:

- 1) the executive appointment of the above-named appointee, to the office and for the term indicated, be confirmed by the Senate;

Hargrett	Latvala	Myers	Sullivan
Holzendorf	Laurent	Rossin	Thomas
Jones	Lee	Saunders	Webster
Kirkpatrick	McKay	Scott	
Klein	Meek	Sebesta	
Kurth	Mitchell	Silver	

Nays—None

The Honorable Toni Jennings
President, The Florida Senate

March 2, 1999

Dear President Jennings:

The following executive appointment was referred to the Senate Committee on Gubernatorial Appointments and Confirmations for action pursuant to Rule 12.7(a) of the Rules of the Florida Senate:

Office and Appointment

*For Term
Ending*

Secretary of Environmental Protection
Appointee: Struhs, David B.

Pleasure of
Governor

As required by Rule 12.7(a), the committee caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointee for appointment to the office indicated. In aid of such inquiry the committee held a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointee.

After due consideration of the findings of such inquiry and the evidence adduced at the public hearing, the Committee on Gubernatorial Appointments and Confirmations respectfully advises and recommends that:

- 1) the executive appointment of the above-named appointee, to the office and for the term indicated, be confirmed by the Senate;
- 2) Senate action on said appointment be taken prior to the adjournment of the 1999 Regular Session; and
- 3) there is no necessity known to the committee for the deliberations on said appointment to be held in executive session.

Respectfully submitted,
William G. "Doc" Myers, Chairman

On motion by Senator Myers, the report was adopted and the Senate confirmed the appointment identified in the foregoing report of the committee to the office and for the term indicated in accordance with the recommendation of the committee. The vote was:

Yeas—37

Madam President	Dawson-White	Klein	Saunders
Bronson	Dyer	Kurth	Scott
Brown-Waite	Forman	Latvala	Sebesta
Burt	Geller	Laurent	Silver
Campbell	Grant	Lee	Sullivan
Carlton	Gutman	McKay	Thomas
Casas	Hargrett	Meek	Webster
Childers	Holzendorf	Mitchell	
Clary	Jones	Myers	
Cowin	Kirkpatrick	Rossin	

Nays—None

The Honorable Toni Jennings
President, The Florida Senate

March 2, 1999

Dear President Jennings:

The following executive appointment was referred to the Senate Committee on Gubernatorial Appointments and Confirmations for action pursuant to Rule 12.7(a) of the Rules of the Florida Senate:

Office and Appointment

*For Term
Ending*

Secretary of Health
Appointee: Brooks, Robert G.

Pleasure of
Governor

As required by Rule 12.7(a), the committee caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointee for appointment to the office indicated. In aid of such inquiry the committee held a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointee.

After due consideration of the findings of such inquiry and the evidence adduced at the public hearing, the Committee on Gubernatorial Appointments and Confirmations respectfully advises and recommends that:

- 1) the executive appointment of the above-named appointee, to the office and for the term indicated, be confirmed by the Senate;
- 2) Senate action on said appointment be taken prior to the adjournment of the 1999 Regular Session; and
- 3) there is no necessity known to the committee for the deliberations on said appointment to be held in executive session.

Respectfully submitted,
William G. "Doc" Myers, Chairman

On motion by Senator Myers, the report was adopted and the Senate confirmed the appointment identified in the foregoing report of the committee to the office and for the term indicated in accordance with the recommendation of the committee. The vote was:

Yeas—37

Madam President	Dawson-White	Klein	Saunders
Bronson	Dyer	Kurth	Scott
Brown-Waite	Forman	Latvala	Sebesta
Burt	Geller	Laurent	Silver
Campbell	Grant	Lee	Sullivan
Carlton	Gutman	McKay	Thomas
Casas	Hargrett	Meek	Webster
Childers	Holzendorf	Mitchell	
Clary	Jones	Myers	
Cowin	Kirkpatrick	Rossin	

Nays—None

The Honorable Toni Jennings
President, The Florida Senate

March 2, 1999

Dear President Jennings:

The following executive appointment was referred to the Senate Committee on Gubernatorial Appointments and Confirmations for action pursuant to Rule 12.7(a) of the Rules of the Florida Senate:

Office and Appointment

*For Term
Ending*

Secretary of Labor and Employment Security
Appointee: Hooks, Mary B.

Pleasure of
Governor

As required by Rule 12.7(a), the committee caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointee for appointment to the office indicated. In aid of such inquiry the committee held a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointee.

After due consideration of the findings of such inquiry and the evidence adduced at the public hearing, the Committee on Gubernatorial Appointments and Confirmations respectfully advises and recommends that:

- 1) the executive appointment of the above-named appointee, to the office and for the term indicated, be confirmed by the Senate;

- 2) Senate action on said appointment be taken prior to the adjournment of the 1999 Regular Session; and
- 3) there is no necessity known to the committee for the deliberations on said appointment to be held in executive session.

Respectfully submitted,
William G. "Doc" Myers, Chairman

Hargrett	Kurth	Myers	Sullivan
Holzendorf	Laurent	Rossin	Thomas
Horne	Lee	Saunders	Webster
Jones	McKay	Scott	
Kirkpatrick	Meek	Sebesta	
Klein	Mitchell	Silver	

Nays—None

On motion by Senator Myers, the report was adopted and the Senate confirmed the appointment identified in the foregoing report of the committee to the office and for the term indicated in accordance with the recommendation of the committee. The vote was:

Yeas—38

Madam President	Dawson-White	Kirkpatrick	Rossin
Bronson	Dyer	Klein	Saunders
Brown-Waite	Forman	Kurth	Scott
Burt	Geller	Latvala	Sebesta
Campbell	Grant	Laurent	Silver
Carlton	Gutman	Lee	Sullivan
Casas	Hargrett	McKay	Thomas
Childers	Holzendorf	Meek	Webster
Clary	Horne	Mitchell	
Cowin	Jones	Myers	

Nays—None

The Honorable Toni Jennings
President, The Florida Senate

March 2, 1999

Dear President Jennings:

The following executive appointment was referred to the Senate Committee on gubernatorial appointments and confirmations for action pursuant to Rule 12.7(a) of the Rules of the Florida Senate:

Office and Appointment

For Term Ending

Secretary of Management Services
Appointee: McGurk, Thomas D.

Pleasure of Governor

As required by Rule 12.7(a), the committee caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointee for appointment to the office indicated. In aid of such inquiry the committee held a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointee.

After due consideration of the findings of such inquiry and the evidence adduced at the public hearing, the Committee on gubernatorial appointments and confirmations respectfully advises and recommends that:

- 1) the executive appointment of the above-named appointee, to the office and for the term indicated, be confirmed by the Senate;
- 2) Senate action on said appointment be taken prior to the adjournment of the 1999 Regular Session; and
- 3) there is no necessity known to the committee for the deliberations on said appointment to be held in executive session.

Respectfully submitted,
William G. "Doc" Myers, Chairman

On motion by Senator Myers, the report was adopted and the Senate confirmed the appointment identified in the foregoing report of the committee to the office and for the term indicated in accordance with the recommendation of the committee. The vote was:

Yeas—37

Madam President	Campbell	Clary	Forman
Bronson	Carlton	Cowin	Geller
Brown-Waite	Casas	Dawson-White	Grant
Burt	Childers	Dyer	Gutman

The Honorable Toni Jennings
President, The Florida Senate

March 2, 1999

Dear President Jennings:

The following executive appointment was referred to the Senate Committee on gubernatorial appointments and confirmations for action pursuant to Rule 12.7(a) of the Rules of the Florida Senate:

Office and Appointment

For Term Ending

Executive Director of Department of Veterans' Affairs
Appointee: Higgins, Robin L.

Pleasure of Governor and Cabinet

As required by Rule 12.7(a), the committee caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointee for appointment to the office indicated. In aid of such inquiry the committee held a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointee.

After due consideration of the findings of such inquiry and the evidence adduced at the public hearing, the Committee on gubernatorial appointments and confirmations respectfully advises and recommends that:

- 1) the executive appointment of the above-named appointee, to the office and for the term indicated, be confirmed by the Senate;
- 2) Senate action on said appointment be taken prior to the adjournment of the 1999 Regular Session; and
- 3) there is no necessity known to the committee for the deliberations on said appointment to be held in executive session.

Respectfully submitted,
William G. "Doc" Myers, Chairman

On motion by Senator Myers, the report was adopted and the Senate confirmed the appointment identified in the foregoing report of the committee to the office and for the term indicated in accordance with the recommendation of the committee. The vote was:

Yeas—38

Madam President	Diaz-Balart	Kirkpatrick	Rossin
Bronson	Dyer	Klein	Saunders
Brown-Waite	Forman	Kurth	Scott
Burt	Geller	Latvala	Sebesta
Campbell	Grant	Laurent	Silver
Carlton	Gutman	Lee	Sullivan
Casas	Hargrett	McKay	Thomas
Childers	Holzendorf	Meek	Webster
Clary	Horne	Mitchell	
Dawson-White	Jones	Myers	

Nays—None

The Honorable Toni Jennings
President, The Florida Senate

March 2, 1999

Dear President Jennings:

The following executive appointment was referred to the Senate Committee on gubernatorial appointments and confirmations for action pursuant to Rule 12.7(a) of the Rules of the Florida Senate:

Office and Appointment

For Term Ending

Secretary of Juvenile Justice

Appointee: Bankhead, William G., Jr.

Pleasure of Governor

As required by Rule 12.7(a), the committee caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointee for appointment to the office indicated. In aid of such inquiry the committee held a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointee.

After due consideration of the findings of such inquiry and the evidence adduced at the public hearing, the Committee on Gubernatorial Appointments and Confirmations respectfully advises and recommends that:

- 1) the executive appointment of the above-named appointee, to the office and for the term indicated, be confirmed by the Senate;
2) Senate action on said appointment be taken prior to the adjournment of the 1999 Regular Session; and
3) there is no necessity known to the committee for the deliberations on said appointment to be held in executive session.

Respectfully submitted, William G. "Doc" Myers, Chairman

On motion by Senator Myers, the report was adopted and the Senate confirmed the appointment identified in the foregoing report of the committee to the office and for the term indicated in accordance with the recommendation of the committee. The vote was:

Yeas—39

Table with 4 columns: Name, Dawson-White, Jones, Myers. Rows include Madam President, Bronson, Brown-Waite, Burt, Campbell, Carlton, Casas, Childers, Clary, Cowin.

Nays—None

SPECIAL ORDER CALENDAR

On motions by Senator McKay, by two-thirds vote—

SCR 778—A concurrent resolution amending Joint Rule 2 of the Joint Rules of the Legislature.

Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:

That Joint Rule 2 of the Joint Rules of the Legislature is amended to read:

JOINT RULES JOINT RULE TWO GENERAL APPROPRIATIONS BILL

2.1—General Appropriations Bill; Review Period

(1) A general appropriations bill shall be subject to a 72-hour public review period before a vote is taken on final passage of in the house in which the bill in the form that will be presented to the Governor originates.

(2) A review period is not required prior to a vote being taken on final passage of the same bill in the nonoriginating house, provided the bill is not amended. If a bill is amended, the amendment being a bill previously furnished pursuant to this rule, another review period is not required. If, however, the amendment was not previously furnished pursuant to this rule, another 72-hour public review period shall be provided before a vote is taken on final passage.

(2)(3) If a bill is returned to the house in which the bill originated and the originating house does not concur in all the amendments or adds additional amendments, no further action shall be taken on the bill by the nonoriginating house, and a conference committee shall be established by operation of this rule to consider the bill.

(3)(4) If a bill is referred to a conference committee by operation of this rule, a 72-hour public review period shall be provided prior to a vote being taken on the conference committee report by either house.

(4)(5) A copy of the bill, a copy of the bill with amendments adopted by the nonoriginating house, or the conference committee report shall be furnished to each member of the Legislature, the Governor, the Chief Justice of the Supreme Court, and each member of the Cabinet. Copies for the Governor, Chief Justice and members of the Cabinet shall be furnished to the official's office in the Capitol or Supreme Court Building. A member's copy shall be furnished to the member's desk in the appropriate chamber. The Secretary of the Senate shall be responsible for furnishing copies under this rule for Senate bills, House bills as amended by the Senate, and conference committee reports on Senate bills. The Clerk of the House shall be responsible for furnishing copies under this rule for House bills, Senate bills as amended by the House, and conference committee reports on Senate bills. The Clerk of the House shall be responsible for furnishing copies under this rule for House bills, Senate bills as amended by the House, and conference committee reports on House bills.

(5)(6) The 72-hour public review period shall begin to run upon completion of the furnishing of copies required to be provided herein. The Speaker of the House and/or the President of the Senate, as appropriate, shall be informed of the completion time and such time shall be announced on the floor prior to vote on final passage in each house and shall be entered in the journal of each house. Saturdays, Sundays, and holidays shall be included in the computation under this rule.

2.2—General Appropriations Bill; Definition

For the purposes of Joint Rule 2, the term "general appropriations bill" means a bill which provides for the salaries of public officers and other current expenses of the state and contains no subject other than appropriations. A bill which contains appropriations which are incidental and necessary solely to implement a substantive law is not included within this term.

—was read the second time in full. On motions by Senator McKay, SCR 778 was adopted and immediately certified to the House. The vote on adoption was:

Yeas—35

Table with 4 columns: Name, Dawson-White, Horne, Meek. Rows include Madam President, Bronson, Brown-Waite, Campbell, Carlton, Casas, Childers, Clary, Cowin.

Nays—None

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

CS for CS for SB's 366 and 382 and SB 708—A bill to be entitled An act relating to school readiness; creating s. 411.01, F.S.; establishing the Florida Partnership for School Readiness for purposes of administering the School Readiness Program; providing responsibilities and duties of the partnership; providing membership and meeting requirements; providing that the Florida Partnership for School Readiness is subject to public records and public meeting requirements; providing for hiring certain employees; requiring that the partnership prepare a system for measuring school readiness; specifying objectives to be measured by such system; requiring that the partnership contract with an independent entity to evaluate the measurement system; requiring the partnership to make recommendations to the Governor and the State Board of Education; authorizing the partnership to adopt rules; requiring the establishment of school readiness coalitions; specifying services to be

provided by the coalitions; providing for designation and approval of a fiscal agent; providing for grants to be provided to coalitions to develop school readiness plans; providing for incentive bonuses to be awarded; providing requirements for school readiness plans; providing for parental choice with respect to child care arrangements and payments; providing for evaluation and performance measures; providing responsibility for implementation; providing for parental choice; creating s. 229.567, F.S.; requiring the Department of Education to adopt the school readiness uniform screening developed by the Florida Partnership for School Readiness and to require their use by the school districts; amending s. 216.136, F.S.; creating the School Readiness Program Estimating Conference; requiring the conference to develop estimates and forecasts of students eligible for school readiness programs; specifying the principals of the conference; amending s. 414.026, F.S.; requiring the chairperson of the Florida Partnership for School Readiness to serve on the WAGES Program State Board of Directors; amending s. 411.222, F.S.; abolishing the State Coordinating Council for Early Childhood Services; establishing the State Coordinating Council for School Readiness Programs; requiring the State Coordinating Council for Early Childhood Services to submit a final report; amending s. 624.91, F.S.; requiring the Healthy Kids Corporation to work cooperatively with the Florida Partnership for School Readiness; repealing s. 411.222(4), F.S., relating to the State Coordinating Council for Early Childhood Services; providing effective dates.

—was read the second time by title.

Senator Cowin moved the following amendment:

Amendment 1—On page 11, line 28 through page 13, line 5, delete those lines and insert:

(5) *CREATION OF SCHOOL READINESS COALITIONS.*—

(a) *School readiness coalitions.*—

1. *Each school readiness coalition shall serve a geographic area with a population of at least 20,000 children, ages birth to 5 years. The partnership may grant an exemption from this requirement if a proposal demonstrates that meeting this requirement would constitute a hardship.*

2. *Each coalition shall have not less than 16 nor more than 30 members and such members must include the following:*

a. *A Department of Children and Family Services district administrator.*

b. *A district superintendent of schools.*

c. *A regional workforce development board chair or director, where applicable.*

d. *A county health department director or his or her designee.*

e. *A Children's Services Council or Juvenile Welfare Board chair or executive director, if applicable.*

f. *A child care licensing agency head.*

g. *Two members appointed by a Department of Children and Family Services district administrator.*

h. *Two members appointed by a board of county commissioners.*

i. *Two members appointed by a district school board.*

j. *A central child care agency administrator.*

k. *A Head Start director.*

l. *A representative of private child care providers.*

m. *A representative of faith-based child care providers.*

These appointed members shall appoint not less than five nor more than seven members from the private sector so that 30 percent of the coalition members are from the private sector. None of the private sector representatives who constitute this 30 percent of coalition membership or their families may earn an income from the early education and child care industry.

3. *No member of a coalition may appoint a designee to act in his or her place. A member may send a representative to coalition meetings, but that representative will have no voting privileges.*

4. *The school readiness coalition shall replace the district interagency coordinating council required under s. 230.2305.*

MOTION

On motion by Senator Cowin, the rules were waived to allow the following amendment to be considered:

Senator Cowin moved the following substitute amendment which was adopted:

Amendment 2—On page 11, line 28 through page 13, line 5, delete those lines and insert:

(5) *CREATION OF SCHOOL READINESS COALITIONS.*—

(a) *School readiness coalitions.*—

1. *Each school readiness coalition shall serve a geographic area with a population of at least 20,000 children, ages birth to 5 years. The partnership may grant an exemption from this requirement if a proposal demonstrates that meeting this requirement would constitute a hardship.*

2. *Each coalition shall have 25 members and such members must include the following:*

a. *A Department of Children and Family Services district administrator.*

b. *A district superintendent of schools.*

c. *A regional workforce development board chair or director, where applicable.*

d. *A county health department director or his or her designee.*

e. *A children's services council or juvenile welfare board chair or executive director, if applicable.*

f. *A child care licensing agency head.*

g. *Two members appointed by a Department of Children and Family Services district administrator.*

h. *Two members appointed by a board of county commissioners.*

i. *Two members appointed by a district school board.*

j. *A central child care agency administrator.*

k. *A Head Start director.*

l. *A representative of private child care providers.*

m. *A representative of faith-based child care providers.*

An additional nine members must be appointed to represent the private sector so that more than one-third of the coalition members are from the private sector. These nine members and their families may not earn an income from the early education and child care industry. A chamber of commerce within the geographic area of the coalition must present a list of 15 nominees to a district school board, a board of county commissioners, and a district administrator of the Department of Children and Family Services. From the list of 15 nominees, the district school board must appoint three private-sector members, the board of county commissioners must appoint three private-sector members, and the district administrator of the Department of Children and Family Services must appoint three private-sector members.

3. *No member of a coalition may appoint a designee to act in his or her place. A member may send a representative to coalition meetings, but that representative will have no voting privileges.*

4. *The school readiness coalition shall replace the district interagency coordinating council required under s. 230.2305.*

5. *The coalition must set term limits for membership, not to exceed 4 years.*

Senator Klein moved the following amendment which was adopted:

Amendment 3 (with title amendment)—On page 18, between lines 12 and 13, insert:

8. *The Florida Partnership for School Readiness may authorize a coalition with an approved plan to implement the plan, within the restrictions of state and federal law, prior to the beginning of the 2000-2001 fiscal year. However, no coalition may receive funding through the partnership prior to the 2000-2001 fiscal year.*

And the title is amended as follows:

On page 1, line 28, after the semicolon (;) insert: providing for early implementation of a school readiness plan under certain circumstances;

MOTION

On motion by Senator Casas, the rules were waived to allow the following amendment to be considered:

Senator Casas moved the following amendment which was adopted:

Amendment 4 (with title amendment)—On page 26, between lines 7 and 8, insert:

Section 9. *The recurring sum of \$330,000 is appropriated from the General Revenue Fund to the Executive Office of the Governor for the purpose of implementing this act in fiscal year 1999-2000.*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 2, line 27, after the semicolon (;) insert: providing an appropriation;

Pursuant to Rule 4.19, **CS for CS for SB's 366 and 382 and SB 708** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

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

SB 380—A bill to be entitled An act relating to municipal firefighters' pension trust funds and municipal police officers' retirement trust funds; amending and revising the provisions of chapters 175 and 185, F.S.; defining "chapter plans," "local law plans," and "supplemental plan municipality"; redefining "compensation" or "salary" for retirement purposes under these chapters; clarifying the applicability of minimum benefits for both chapter and local law plans; revising investment provisions to permit cities greater investment latitude to make foreign investments; eliminating discriminatory language in conformance with state and federal discrimination provisions; providing that certain benefits provided are a minimum and may not be diminished by any other state, local, or federal benefits; providing an exception; modifying the formula for calculating volunteer firefighter service retirement benefits; clarifying terminology relating to "sole and exclusive use of" premium tax funds and "extra benefits" by providing that moneys must be placed in a police-only or firefighter-only plan or a combined police and firefighter plan as opposed to placing moneys in any type of plan that includes general employees; providing for establishment of a new board and for transfer of assets in certain cases; creating s. 175.195, F.S.; prohibiting certain fraudulent practices; providing criminal and administrative penalties; repealing s. 175.152, F.S., relating to contributions; repealing s. 175.251, F.S., relating to employment records that are required to be kept by the secretary of the board of trustees; repealing s. 175.291, F.S., relating to the requirement that the attorney for the municipality or special fire control district represent the board of trustees upon request and the option to employ independent counsel and other persons; repealing s. 175.321, F.S., relating to the application of certain provisions to municipalities and fire control districts; repealing s. 175.331, F.S., relating to the rights of firefighters under former law; repealing s. 175.391, F.S., relating to payment of attorney's fees and costs; repealing s. 185.14, F.S., relating to contributions; repealing s. 185.15, F.S., relating to contributions and new employees; creating s. 185.185, F.S.; prohibiting

certain fraudulent practices; providing criminal and administrative penalties; repealing s. 185.27, F.S., relating to the roster of retirees; repealing s. 185.29, F.S., relating to the city attorney representing the board of trustees; repealing s. 185.32, F.S., relating to exemptions from the chapter; repealing s. 185.36, F.S., relating to the rights of police officers under former laws; repealing s. 185.40, F.S., relating to costs and attorney's fees; creating ss. 175.411 and 185.60, F.S.; providing for optional participation; providing an effective date.

—was read the second time by title.

The Committee on Governmental Oversight and Productivity recommended the following amendments which were moved by Senator Webster and adopted:

Amendment 1—On page 12, line 10, delete "1998" and insert: 1997

Amendment 2—On page 55, line 20, delete "1998" and insert: 1997

Amendment 3—On page 60, line 19, delete "July 1, 1999" and insert: December 31, 1999

Amendment 4—On page 78, line 27, delete "1998" and insert: 1999

Amendment 5—On page 79, line 4, delete "July 1, 1999" and insert: October 1, 1999

Amendment 6—On page 124, line 21, delete "April 1, 1999" and insert: December 31, 1999

Amendment 7—In title, on page 1, delete lines 12-14 and insert: eliminating discriminatory

The Committee on Fiscal Policy recommended the following amendments which were moved by Senator Webster and adopted:

Amendment 8—On page 22, delete lines 28 and 29 and insert: districts, respectively.

Amendment 9—On page 84, delete lines 24-26 and insert: municipalities, respectively.

The Committee on Fiscal Policy recommended the following amendment which was moved by Senator Thomas and failed:

Amendment 10 (with title amendment)—On page 133, between lines 4 and 5, insert:

Section 82. *The Division shall commission an actuarial study of the financial impact of this legislation on municipalities and special districts and report its results to the Legislature by March 1, 2000.*

(Redesignate subsequent section.)

And the title is amended as follows:

On page 3, line 3, after the semicolon (;) insert: providing for an actuarial study;

Pursuant to Rule 4.19, **SB 380** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Tuesday, March 2, 1999: SCR 778, CS for CS for SB's 366 and 382 and SB 708, SB 380

Respectfully submitted,
John McKay, Chairman

The Special Master on Claims recommends the following pass: SB 4 with 1 amendment

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

The Committee on Fiscal Resource recommends the following pass: SB 700

The Committee on Regulated Industries recommends the following pass: SB 156

The Special Master on Claims recommends the following pass: SB 8 with 1 amendment, SB 16 with 1 amendment, SB 22 with 1 amendment, SB 26 with 1 amendment, SB 40 with 1 amendment

The bills contained in the foregoing reports were referred to the Committee on Comprehensive Planning, Local and Military Affairs under the original reference.

The Committee on Children and Families recommends the following pass: SB 160 with 1 amendment

The Committee on Ethics and Elections recommends the following pass: SB 174

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

The Committee on Children and Families recommends the following pass: SB 242

The Committee on Comprehensive Planning, Local and Military Affairs recommends the following pass: SB 178 with 1 amendment, SB 182 with 1 amendment

The Committee on Criminal Justice recommends the following pass: SB 72, SB 130 with 1 amendment, SB 134

The Committee on Education recommends the following pass: SB 186, SB 664 with 1 amendment

The Committee on Governmental Oversight and Productivity recommends the following pass: SB 138 with 1 amendment, SB 326, SB 344, SB 346, SB 380 with 7 amendments, SB 810 with 2 amendments

The Committee on Judiciary recommends the following pass: SB 162

The Committee on Transportation recommends the following pass: SB 168 with 2 amendments

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

The Committee on Children and Families recommends the following pass: SB 4 with 1 amendment

The Committee on Commerce and Economic Opportunities recommends the following pass: SB 290

The Committee on Comprehensive Planning, Local and Military Affairs recommends the following pass: SB 8 with 1 amendment, SB 16 with 2 amendments, SB 22 with 1 amendment, SB 26 with 1 amendment, SB 40 with 1 amendment, SB 732

The Committee on Health, Aging and Long-Term Care recommends the following pass: SB 34 with 1 amendment

The Committee on Rules and Calendar recommends the following pass: SB 6, SB 24, SB 32, SB 48

The Committee on Transportation recommends the following pass: SB 14 with 1 amendment, SB 20 with 1 amendment, SB 46 with 1 amendment

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

The Committee on Comprehensive Planning, Local and Military Affairs recommends the following pass: SB 112 with 1 amendment

The Committee on Education recommends the following pass: SB 288 with 1 amendment

The Committee on Transportation recommends the following pass: SB 240

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

The Special Master on Claims recommends the following pass: SB 34 with 1 amendment

The bill was referred to the Committee on Health, Aging and Long-Term Care under the original reference.

The Committee on Children and Families recommends the following pass: SB 284 with 1 amendment

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

The Committee on Comprehensive Planning, Local and Military Affairs recommends the following pass: SB 180 with 1 amendment

The Committee on Health, Aging and Long-Term Care recommends the following pass: SB 674

The Special Master on Claims recommends the following pass: SB 6, SB 24, SB 32, SB 48

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

The Committee on Criminal Justice recommends the following pass: SB 168 with 1 amendment

The Committee on Judiciary recommends the following pass: SB 144

The Special Master on Claims recommends the following pass: SB 14 with 1 amendment, SB 20 with 1 amendment, SB 46 with 1 amendment

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

The Committee on Agriculture and Consumer Services recommends the following pass: SB 86 with 1 amendment

The Committee on Commerce and Economic Opportunities recommends the following pass: SB 114 with 1 amendment, SB 826

The Committee on Education recommends the following pass: SB 330 with 1 amendment

The Committee on Ethics and Elections recommends the following pass: SB 92 with 1 amendment, SB 710, SB 754, SB 756 with 1 amendment

The Committee on Fiscal Policy recommends the following pass: CS for SB 60, SB 72, SB 130, SB 162, SB 178, SB 182, CS for SB 194, SB 380 with 3 amendments, SB 388, SB 390, SB 392, SB 394, SB 396, SB 398, SB 400, SB 402, SB 404, SB 406, SB 408, SB 410, SB 412, SB 414, SB 416, SB 418, SB 420, SB 422, SB 424, SB 426, SB 428, SB 430 with 1 amendment, SB 432, SB 434, SB 436, SB 438, SB 440, SB 442, SB 444, SB 446, SB 448, SB 450, SB 452, SB 454, SB 456, SB 458, SB 460, SB 462, SB 464, SB 466, SB 468, SB 470, SB 472, SB 474, SB 476, SB 478, SB 480, SB 482 with 1 amendment, SB 484, SB 488, SB 490, SB 492 with 1 amendment, SB 494 with 1 amendment, SB 496, SB 498, SB 500, SB 502, SB 504, SB 506, SB 508, SB 510, SB 512, SB 514, SB 516, SB 518, SB 520, SB 522, SB 524, SB 526, SB 528, SB 530, SB 532, SB 534, SB 536, SB 538, SB 540, SB 542, SB 544, SB 546, SB 548, SB 550, SB 552, SB 554, SB 556, SB 558, SB 560, SB 562, SB 564, SB 566, SB 568, SB 570, SB 572, SB 574, SB 576, SB 578, SB 580, SB 582, SB 584, SB 586 with 1 amendment, SB 588, SB 590, SB 592, SB 594, SB 596, SB 598,

SB 600, SB 602, SB 604, SB 606, SB 608, SB 610, SB 612, SB 614, SB 616, SB 618, SB 620, SB 622, SB 624, SB 626, SB 628, SB 630, SB 632, SB 634, SB 636, SB 638, SB 640, SB 642, SB 644, SB 646, SB 648, SB 650, SB 652, SB 654, SB 656 with 1 amendment

The Committee on Fiscal Resource recommends the following pass: SB 4 with 1 amendment, SB 6, SB 8, SB 14, SB 20, SB 22 with 1 amendment, SB 24, SB 26, SB 32, SB 34, SB 40 with 1 amendment, SB 46, SB 48 with 2 amendments, SB 676

The Committee on Health, Aging and Long-Term Care recommends the following pass: SB 248

The Committee on Judiciary recommends the following pass: SB 212

The Committee on Natural Resources recommends the following pass: SB 192

The Committee on Rules and Calendar recommends the following pass: SCR 778, SB 836, SB 838, SB 840 with 6 amendments, SB 842, SB 844 with 1 amendment, SB 846, SB 848, SB 850, SB 852, SB 854 with 1 amendment, SB 856, SB 858

The Committee on Transportation recommends the following pass: SB 670

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

The Committee on Regulated Industries recommends a committee substitute for the following: SB 196

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

The Committee on Judiciary recommends a committee substitute for the following: SB 2

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

The Committee on Fiscal Resource recommends committee substitutes for the following: SB 140, SB 888

The bills with committee substitutes attached were referred to the Committee on Commerce and Economic Opportunities under the original reference.

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 74

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

The Committee on Agriculture and Consumer Services recommends a committee substitute for the following: SB 780

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 62, SB 272

The Committee on Children and Families recommends a committee substitute for the following: SB 338

The Committee on Comprehensive Planning, Local and Military Affairs recommends committee substitutes for the following: SB 714, SB 716

The Committee on Criminal Justice recommends committee substitutes for the following: SB 60, SB 94, SB 154, SB 166, SB 170, SB 194, SB 204

The Committee on Education recommends committee substitutes for the following: Senate Bills 366 and 382, SB 768

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 304

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: CS for SB 150

The Committee on Health, Aging and Long-Term Care recommends a committee substitute for the following: SB 276

The Committee on Transportation recommends a committee substitute for the following: SB 144

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Fiscal Policy under the original reference.

The Committee on Comprehensive Planning, Local and Military Affairs recommends committee substitutes for the following: SB 296, SB 320

The Committee on Natural Resources recommends a committee substitute for the following: SB 306

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Fiscal Resource under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 150

The Committee on Commerce and Economic Opportunities recommends a committee substitute for the following: SB 80

The Committee on Judiciary recommends a committee substitute for the following: SB 64

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

The Committee on Commerce and Economic Opportunities recommends a committee substitute for the following: SB 740

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

The Committee on Agriculture and Consumer Services recommends a committee substitute for the following: SB 706

The Committee on Judiciary recommends committee substitutes for the following: SB 236, SB 374, SB 376, SB 378

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

The Committee on Children and Families recommends a committee substitute for the following: CS for SB 2

The Committee on Comprehensive Planning, Local and Military Affairs recommends a committee substitute for the following: SB 156

The Committee on Criminal Justice recommends a committee substitute for the following: SB 152

The Committee on Education recommends a committee substitute for the following: SB 336

The Committee on Ethics and Elections recommends committee substitutes for the following: SB 314, SB 752

The Committee on Fiscal Policy recommends committee substitutes for the following: CS for SB 94, CS for SB's 366 and 382 and SB 708, SB 1014

The Committee on Fiscal Resource recommends committee substitutes for the following: SB 184, CS for SB 306

The Committee on Judiciary recommends a committee substitute for the following: SB 198

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

The Special Master on Claims recommends the following not pass: SB 38

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

The Special Master on Claims recommends the following not pass: SB 28

The bill was referred to the Committee on Comprehensive Planning, Local and Military Affairs under the original reference.

The Special Master on Claims recommends the following not pass: SB 42

The bill was referred to the Committee on Criminal Justice under the original reference.

The Special Master on Claims recommends the following not pass: SB 36

The bill was referred to the Committee on Governmental Oversight and Productivity under the original reference.

The Special Master on Claims recommends the following not pass: SB 18

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

The Special Master on Claims recommends the following not pass: SB 44

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

The Special Master on Claims recommends the following not pass: SB 12

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

The Special Master on Claims recommends the following not pass: SB 10, SB 30

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

The Honorable Faye Blanton
Secretary of the Senate

December 2, 1998

RE: Senate Claim Bill 10, Relief of Carol Wyke,
Individually and as Representative of the
Estate of Shawn David Wyke

Dear Secretary Blanton:

In accordance with Rule 2.18 of the Florida Senate, the Education Committee reports this claim bill unfavorably without notice and hearing. This bill was formerly sponsored by Senator William H. Turner who will not be Senator at the next regular Legislative Session. In the interim, the parties in this claim reached a settlement, the claimant was paid and a satisfaction of judgment was filed.

Respectfully,
Anna Cowin, Chairman

REPORTS OF COMMITTEES RELATING TO GUBERNATORIAL APPOINTMENTS

The Committee on Children and Families recommends that the Senate confirm the appointment made by the Governor of Kathleen A. Kearney as **Secretary of Children and Family Services**, to serve at the pleasure of the Governor.

The Committee on Commerce and Economic Opportunities recommends that the Senate confirm the appointment made by the Governor of Mary B. Hooks as **Secretary of Labor and Employment Security**, to serve at the pleasure of the Governor.

The Committee on Comprehensive Planning, Local and Military Affairs recommends that the Senate confirm the appointments made by the Governor of Steven M. Seibert as **Secretary of Community Affairs**, to serve at the pleasure of the Governor; and Robin L. Higgins as **Executive Director of Department of Veterans' Affairs**, to serve at the pleasure of the Governor and Cabinet.

The Committee on Criminal Justice recommends that the Senate confirm the appointments made by the Governor of Michael W. Moore as **Secretary of Corrections** and William G. Bankhead as **Secretary of Juvenile Justice**, to serve at the pleasure of the Governor.

The Committee on Governmental Oversight and Productivity recommends that the Senate confirm the appointment made by the Governor of Thomas D. McGurk as **Secretary of Management Services**, to serve at the pleasure of the Governor.

The Committee on Health, Aging and Long-Term Care recommends that the Senate confirm the appointments made by the Governor of Gema G. Hernandez as **Secretary of Elderly Affairs** and Robert G. Brooks as **Secretary of Health**, to serve at the pleasure of the Governor.

The Committee on Natural Resources recommends that the Senate confirm the appointment made by the Governor of David B. Struhs as **Secretary of Environmental Protection**, to serve at the pleasure of the Governor.

The Committee on Regulated Industries recommends that the Senate confirm the appointment made by the Governor of Cynthia A. Henderson as **Secretary of Business and Professional Regulation**, to serve at the pleasure of the Governor.

[The appointments contained in the foregoing reports were referred to the Committee on Gubernatorial Appointments and Confirmations under the original reference.]

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senators Campbell, Rossin, Diaz-Balart, Gutman, Clary, Bronson, Lee, Childers, Casas and Cowin—

SB 2—A bill to be entitled An act relating to adoption; amending ss. 39.802, 39.806, 39.811, F.S., relating to the petition and grounds for terminating parental rights and powers of disposition; removing provisions authorizing licensed child-placing agencies to file actions to terminate parental rights; amending s. 39.812, F.S.; providing additional requirements for a petition for adoption; prohibiting filing such petition until the order terminating parental rights is final; amending s. 63.022, F.S.; revising legislative intent with respect to adoptions in this state;

amending s. 63.032, F.S.; revising definitions; defining the term "adoption entity"; creating s. 63.037, F.S.; exempting adoption proceedings that result from a termination of parental rights under ch. 39, F.S., from certain provisions of ch. 63, F.S.; creating s. 63.038, F.S.; providing criminal penalties for committing certain fraudulent acts; creating s. 63.039, F.S.; providing sanctions and an award of attorney's fees under certain circumstances; amending s. 63.052, F.S.; providing for placement of a minor pending adoption; specifying the jurisdiction of the court over a minor who has been placed for adoption; amending s. 63.062, F.S.; specifying additional persons who must consent to an adoption, execute an affidavit of nonpaternity, or receive notice of proceedings to terminate parental rights; permitting an affidavit of nonpaternity under certain circumstances; amending s. 63.082, F.S.; revising requirements for executing a consent to an adoption; providing a time period for withdrawing consent; providing additional disclosure requirements; amending s. 63.085, F.S.; specifying information that must be disclosed to persons seeking to adopt a minor and to the birth parents; creating s. 63.087, F.S.; requiring that a separate proceeding be conducted by the court to determine whether a birth parent's parental rights should be terminated; providing for rules, jurisdiction, and venue for such proceedings; providing requirements for the petition and hearing; creating s. 63.088, F.S.; providing requirements for identifying and locating a person who is required to consent to an adoption or receive notice of proceedings to terminate parental rights; providing requirements for the notice; providing requirements for conducting a diligent search for such person whose location is unknown; requiring that an unlocated or unidentified person be served notice by constructive service; providing that failure to respond or appear constitutes grounds to terminate parental rights pending adoption; creating s. 63.089, F.S.; providing procedures for the proceeding to terminate parental rights pending adoption; specifying the matters to be determined; specifying grounds upon which parental rights may be terminated; providing for procedures following a judgment; providing for records to be made part of the subsequent adoption; amending s. 63.092, F.S.; providing requirements to be met if a prospective placement in an adoptive home is an at-risk placement; defining at-risk placement; amending s. 63.097, F.S.; revising requirements for the court in approving specified fees and costs; amending s. 63.102, F.S.; revising requirements for filing a petition for adoption; providing requirements for prior approval of fees and costs; amending s. 63.112, F.S.; revising requirements for the information that must be included in a petition for adoption; amending s. 63.122, F.S.; revising the time requirements for hearing a petition for adoption; amending s. 63.125, F.S., relating to the final home investigation; conforming provisions to changes made by the act; amending s. 63.132, F.S.; revising requirements for the report of expenditures and receipts which is filed with the court; amending s. 63.142, F.S.; specifying circumstances under which a judgment terminating parental rights pending adoption is voidable; providing for an evidentiary hearing to determine the minor's placement following a motion to void such a judgment; amending s. 63.152, F.S.; requiring that the clerk of the court mail a copy of a new birth record to the state registry of adoption information; amending s. 63.165, F.S.; requiring that a copy of the certified statement of final decree of adoption be included in the state registry of adoption information; requiring that the Department of Children and Family Services maintain such information for a specified period; amending s. 63.182, F.S.; requiring that an action to vacate an order of adoption or an order terminating parental rights pending adoption be filed within a specified period after entry of the order; amending s. 63.207, F.S.; revising provisions that limit the placement of a minor in another state for adoption; amending s. 63.212, F.S., relating to prohibitions and penalties with respect to adoptions; conforming provisions to changes made by the act; repealing s. 63.072, F.S., relating to persons who may waive required consent to an adoption; requiring that a petition for adoption be governed by the law in effect at the time the petition is filed; providing an effective date.

—was referred to the Committees on Judiciary; and Children and Families.

By Senator Forman—

SB 4—A bill to be entitled An act for the relief of Joseph Bellamy Farver; providing an appropriation to compensate him for injuries and damages sustained as a result of the negligence of the Department of

Children and Family Services, formerly the Department of Health and Rehabilitative Services; providing an effective date.

—was referred to the Special Master; and the Committees on Children and Families; and Fiscal Resource.

By Senator Forman—

SB 6—A bill to be entitled An act relating to Metropolitan Dade County; providing for the relief of Ana Quintana-Marquez and Juan Marquez, her husband, for injuries and damages sustained as a result of a collision with a Metro-Dade police car; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Rules and Calendar; and Fiscal Resource.

By Senator Jones—

SB 8—A bill to be entitled An act relating to the City of Hialeah; providing for the relief of Jose Pena, as Personal Representative of the Estate of Carmen Pena, deceased, and individually, as surviving father of Katherine Pena and Richard Pena, minor children of Carmen Pena and Jose Pena, deceased; providing for the relief of Johannes Pena, surviving son of Carmen Pena; providing for an appropriation to compensate them for the death of Carmen Pena, Katherine Pena, and Richard Pena as a result of the negligence of the City of Hialeah; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Resource.

By Senator Turner—

SB 10—A bill to be entitled An act relating to the Polk County School Board; providing for the relief of Carol Wyke, mother of Shawn Wyke, deceased minor, for injuries and damages sustained as a result of the negligence of the school board; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Education and Fiscal Resource.

By Senator Holzendorf—

SB 12—A bill to be entitled An act for the relief of Frances McGrady; providing an appropriation to compensate her for injuries and damages sustained as a result of the negligence of the Jacksonville Transportation Authority; providing an effective date.

—was referred to the Special Master; and the Committees on Transportation and Fiscal Resource.

By Senator Holzendorf—

SB 14—A bill to be entitled An act relating to the Department of Transportation; providing for the relief of Trey Anthony Alls for injuries sustained as a result of departmental negligence; providing an effective date.

—was referred to the Special Master; and the Committees on Transportation and Fiscal Resource.

By Senator Geller—

SB 16—A bill to be entitled An act relating to the City of Sanibel; providing for the relief of Jeremy Stewart; providing for an appropriation to compensate him for injuries and damages sustained as a result of the negligence of the City of Sanibel; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Resource.

By Senator Grant—

SB 18—A bill to be entitled An act relating to Pinellas County; providing for the relief of the Appellees in the Appeal Case No. 97-767, 5th District Court of Appeal; providing for an appropriation to compensate them for legal costs incurred as a result of a suit brought by Pinellas County; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Natural Resources and Fiscal Resource.

By Senator Grant—

SB 20—A bill to be entitled An act relating to the Florida Department of Transportation; providing for the relief of Patricia D. Baker; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of the Florida Department of Transportation; providing an effective date.

—was referred to the Special Master; and the Committees on Transportation and Fiscal Resource.

By Senator Silver—

SB 22—A bill to be entitled An act relating to the relief of the children of Elionne Joseph; requiring Dade County to compensate her children for her death as a result of the negligence of the Dade Metro Police; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Resource.

By Senator Campbell—

SB 24—A bill to be entitled An act relating to the City of Delray Beach; providing for the relief of the estate of Charlie Brown, Jr., for damages sustained as a result of the city's negligence in misplacing evidence relating to an accident that critically injured him; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Rules and Calendar; and Fiscal Resource.

By Senator Rossin—

SB 26—A bill to be entitled An act relating to Palm Beach County; providing for the relief of Robert Rosado for injuries sustained due to the negligence of the county; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Resource.

By Senator Campbell—

SB 28—A bill to be entitled An act relating to the Lake Wales Housing Authority; providing for the relief of Joyce Howard for injuries and damages sustained due to the negligence of the housing authority; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Resource.

By Senator Campbell—

SB 30—A bill to be entitled An act relating to the Board of Regents; providing for the relief of R.B. Gay; providing for an appropriation; providing an effective date.

—was referred to the Special Master; and the Committees on Education and Fiscal Resource.

By Senator Myers—

SB 32—A bill to be entitled An act relating to Palm Beach County; providing for the relief of Jennifer Eubanks-Black, David Black, John Eubanks, and Ivy Dawn Eubanks, for injuries and damages sustained due to the negligence of the county; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Rules and Calendar; and Fiscal Resource.

By Senator Dyer—

SB 34—A bill to be entitled An act relating to the West Volusia Hospital Authority; providing for the relief of Jose Alberto Cruz, Jr., a minor, and his parents and natural guardians, Nelida Cruz and Jose Alberto Cruz, Sr., for injuries and damages caused by the hospital's negligence; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Health, Aging and Long-Term Care; and Fiscal Resource.

By Senator Dyer—

SB 36—A bill to be entitled An act for the relief of Lois Hild, as widow of Fred E. Hild and beneficiary of his estate; providing an appropriation for the purpose of paying Lois Hild the retirement benefits to which she would have been entitled as surviving spouse of Fred E. Hild had Fred E. Hild selected a specified retirement option upon his retirement under the Florida Retirement System; providing an effective date.

—was referred to the Special Master; and the Committees on Governmental Oversight and Productivity; and Fiscal Resource.

By Senator Kirkpatrick—

SB 38—A bill to be entitled An act relating to the Department of Children and Family Services; providing for the relief of Mr. Walter S. McAdams, Jr.; providing an effective date.

—was referred to the Special Master; and the Committees on Children and Families; and Fiscal Resource.

By Senators Campbell, Forman and Grant—

SB 40—A bill to be entitled An act relating to the City of Tallahassee; providing for the relief of Warren Weathington and his father, Carl Weathington, for injuries sustained as a result of the negligent conduct of tennis pros employed by the City of Tallahassee; providing for an appropriation by the City of Tallahassee; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Resource.

By Senator Thomas—

SB 42—A bill to be entitled An act providing for the relief of James H. Scott, former employee of the Florida Department of Law Enforcement; providing an appropriation to compensate him for injuries and damages he sustained as the result of an on-duty helicopter crash; providing an effective date.

—was referred to the Special Master; and the Committees on Criminal Justice and Fiscal Resource.

By Senator Thomas—

SB 44—A bill to be entitled An act relating to the Department of Business and Professional Regulation; providing for the relief of the Wewahitchka State Bank; providing for an appropriation; providing an effective date.

—was referred to the Special Master; and the Committees on Regulated Industries and Fiscal Resource.

By Senator Jones—

SB 46—A bill to be entitled An act relating to Metropolitan Dade County; providing for the relief of Martha Sosa; 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.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Transportation and Fiscal Resource.

By Senator Sullivan—

SB 48—A bill to be entitled An act relating to the City of Clearwater; providing for the relief of Paul W. Gilfoyle, through his guardian Anne-Marie Cherokee Lindsey, for damages sustained in a collision with a police car driven by a city patrolman; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master; and the Committees on Rules and Calendar; and Fiscal Resource.

By Senator Grant—

SB 50—A bill to be entitled An act relating to tobacco; requiring retailers to situate tobacco products, cigars, cigarettes, and pipes where they are not easily accessible to minors; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senator Grant—

SB 52—A bill to be entitled An act relating to religious freedom; authorizing the display of the Ten Commandments on public property; providing an effective date.

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

By Senator Lee—

SB 54—A bill to be entitled An act relating to criminal law; creating s. 90.4051, F.S.; prohibiting consideration of evidence of a defendant's voluntary intoxication to determine the existence of a mental state that is an element of a crime; creating s. 775.0852, F.S.; requiring that an enhanced penalty be imposed if the victim of a felony is related by lineal consanguinity to the defendant or is the defendant's legal guardian; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senators Grant, Sullivan, Carlton, Forman, Cowin, Myers, Childers, Sebesta and Campbell—

SB 56—A bill to be entitled An act relating to clean indoor air; amending s. 386.202, F.S.; providing legislative intent that the "Florida Clean Indoor Air Act" is a uniform statewide minimum code; repealing s. 386.209, F.S., which provides that the regulation of smoking is preempted to the state; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Commerce and Economic Opportunities.

By Senator Kirkpatrick—

SB 58—A bill to be entitled An act relating to skateboarding, freestyle bicycling, and inline skating activities; creating s. 316.0085, F.S.; providing legislative purpose; providing definitions; providing limitations on liability of governmental entities and public employees with respect to persons who participate in skateboarding, inline skating, or freestyle bicycle riding on property owned or leased by the governmental entity; providing exceptions; providing for liability of independent concessionaires or other persons or organizations for certain injuries or damages; providing for the assumption of certain risks; providing for the effect of certain insurance; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Governmental Oversight and Productivity.

By Senators Brown-Waite and Laurent—

SB 60—A bill to be entitled An act relating to pretrial intervention programs; amending s. 948.08, F.S.; authorizing the court to deny the admission of a defendant to a pretrial intervention program if the defendant has rejected any prior offer of admission to such program; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senators Thomas, Mitchell, Gutman, Geller, Dawson-White, Campbell and Casas—

SB 62—A bill to be entitled An act relating to bone marrow transplant procedures; amending s. 627.4236, F.S.; requiring that coverage for bone-marrow-transplant procedures include costs of the donor patient; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Fiscal Policy.

By Senators Grant and Brown-Waite—

SB 64—A bill to be entitled An act relating to government; creating the “Citizen Participation in Government Act” and providing for its purposes; providing immunity from civil liability; providing procedures for the judiciary to respond to lawsuits relating to the constitutional right to petition the government for redress of grievances; defining terms; providing an effective date.

—was referred to the Committees on Judiciary; and Governmental Oversight and Productivity.

By Senator Grant—

SJR 66—Senate Joint Resolution No. ____ A joint resolution proposing an amendment to Section 3 of Article I of the State Constitution relating to religious freedom.

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

By Senator Grant—

SB 68—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for certain business records used in a prelitigation offer in an eminent domain proceeding; providing an expiration date; providing a finding of public necessity; providing a contingent effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Rules and Calendar.

By Senator Grant—

SB 70—A bill to be entitled An act relating to eminent domain; amending s. 73.0511, F.S.; providing for a written offer of settlement as part of the prelitigation notice; amending s. 73.071, F.S.; providing that the jury must determine full compensation in eminent domain actions; providing for consideration of business damages; providing for the determination of compensation in inverse condemnation proceedings; providing for consideration of mitigation by a property owner; providing for construction of the term “property”; creating s. 74.0205, F.S.; providing for presuit negotiations; creating s. 74.042, F.S.; providing for mandatory nonbinding mediation prior to the order of taking hearing; amending s. 337.271, F.S.; providing for the simplification of the acquisition negotiation process; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; Judiciary; and Fiscal Policy.

By Senator Campbell—

SB 72—A bill to be entitled An act relating to homicide; amending ss. 782.071, 782.072, F.S.; increasing the penalties imposed for committing the offense of vehicular homicide or vessel homicide; increasing the penalties imposed for committing vehicular homicide or vessel homicide and failing to give information and render aid when the offender knew, or should have known, that the accident occurred; amending s. 921.0022, F.S., relating to the Criminal Punishment Code; conforming references to changes made by the act; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Campbell—

SB 74—A bill to be entitled An act relating to culpable negligence; creating s. 812.030, F.S.; providing definitions; specifying the offense of culpable negligence causing public financial injury; specifying elements of the offense; providing penalties; requiring certain notice in certain

state contracts; specifying that failure to provide such notice does not constitute a defense to the offense; providing for prosecuting such offenses; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Criminal Justice; and Fiscal Policy.

By Senator Geller—

SB 76—A bill to be entitled An act relating to Indian gaming activities; providing for ratification by the Legislature of Tribal-State compacts; providing an effective date.

—was referred to the Committees on Regulated Industries; Fiscal Resource; and Rules and Calendar.

By Senator Geller—

SB 78—A bill to be entitled An act relating to district school boards; amending s. 230.04, F.S.; allowing a school board member to be referred to by the term “commissioner”; providing an effective date.

—was referred to the Committee on Education.

By Senators Grant, Campbell, Klein, Brown-Waite and Bronson—

SB 80—A bill to be entitled An act relating to information technology resources; creating the “Commerce Protection Act”; defining terms; prescribing exclusive remedies against persons, businesses, and governmental agencies for damages caused by the failure of their information technology resources to function properly with respect to date data; prescribing damages; expanding the waiver of sovereign immunity; providing for costs and attorney’s fees; barring certain class actions; providing immunity from personal liability for directors and officers of businesses under specified circumstances; creating a lien in favor of certain lending institutions on proceeds received by a business as a result of its failure or the failure of another to be year-2000 compliant; imposing insurance and warranty requirements on persons who undertake to assess whether information technology resources are year-2000 compliant or make such resources so compliant and prescribing remedies against such persons; prohibiting such persons from misusing or disclosing specified information provided to them; providing for remedies and damages for unlawful use or disclosure of that information; providing for costs and attorney’s fees; providing criminal penalties; exempting the exchange of certain information among specified entities from action under the Florida Antitrust Act of 1980; prescribing incentives to use alternative dispute-resolution procedures; providing for liability for costs and attorney’s fees under specified circumstances; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Governmental Oversight and Productivity; and Fiscal Policy.

By Senators Brown-Waite and Latvala—

SB 82—A bill to be entitled An act relating to road designations; designating State Road 54 from U.S. Highway 19 to U.S. Highway 301 in Pasco County as the “Trooper James B. Crooks Memorial Highway”; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committee on Transportation.

SR 84—Not Referenced.

By Senators Campbell and Carlton—

SB 86—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 provision relating to maintenance and distribution of winner lists; providing penalties, including increased penalties when an unlawful act is against an older individual; providing an effective date.

—was referred to the Committee on Agriculture and Consumer Services.

By Senator Casas—

SB 88—A bill to be entitled An act creating Hialeah County; creating s. 7.275, F.S.; describing the boundaries of the county; amending s. 7.13, F.S.; revising the boundaries of Dade County; providing for Hialeah County to assume certain assets and liabilities of Dade County; providing for an election for officers of Hialeah County; providing effective dates.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Grant—

SB 90—A bill to be entitled An act relating to the Florida Safety Belt Law; amending s. 316.614, F.S.; deleting a provision that requires enforcement of the act only as a secondary action; providing an effective date.

—was referred to the Committees on Transportation and Fiscal Policy.

By Senator Lee—

SB 92—A bill to be entitled An act relating to campaign financing; amending s. 106.011, F.S.; modifying definitions of the terms “political committee,” “contribution,” and “expenditure”; amending s. 106.04, F.S.; prohibiting committees of continuous existence from making certain expenditures; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator Rossin—

SB 94—A bill to be entitled An act relating to driving under the influence; amending s. 316.193, F.S.; increasing the penalty imposed for a fourth or subsequent conviction of driving under the influence; increasing the penalties imposed for causing damage to property or serious bodily injury while driving under the influence; providing that it is a first-degree felony to cause the death of another while driving under the influence; deleting provisions that impose an enhanced penalty if a person causes the death of another while driving under the influence, knew or should have known that the accident occurred, and failed to give information and render aid; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Campbell—

SB 96—A bill to be entitled An act relating to crimes committed with a firearm; amending s. 790.07, F.S.; providing for mandatory sentences for persons who commit or attempt to commit a forcible felony with a firearm; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Grant—

SB 98—A bill to be entitled An act relating to taxation of intangible property; amending s. 199.185, F.S.; providing an exemption for certain intangible personal property; providing an effective date.

—was referred to the Committees on Fiscal Resource; and Banking and Insurance.

By Senator McKay—

SB 100—A bill to be entitled An act relating to education; creating a public-private partnership pilot program; providing intent and definitions; providing eligibility requirements for private schools and non-profit organizations; providing for flexibility in educating students; providing for payment of funds; requiring certain funds to be sent to a direct-support organization for specified use; providing student eligibility requirements; providing for rules; requiring the Department of Education to establish a choice-information center; requiring legislative review; requiring reports; providing for severability; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senators Latvala, Cowin and Saunders—

SB 102—A bill to be entitled An act relating to the alcoholic beverage surcharge; amending s. 561.501, F.S.; providing for the reduction and future repeal of the surcharge; providing an effective date.

—was referred to the Committees on Fiscal Resource and Regulated Industries.

SR 104—Not Referenced.

By Senator Campbell—

SB 106—A bill to be entitled An act relating to workers' compensation; creating the “Florida No-fault Workers' Compensation and Employer Liability Act”; providing a short title; providing legislative intent; authorizing the election of provisions of the act in lieu of the application of chapter 440, F.S.; providing for notice of election; providing for revocation of election; providing for notice to employees; specifying application of certain definitions; specifying benefits payable to employees; providing criteria; providing for certain periodic medical evaluations; specifying accidental death and dismemberment insurance coverage; requiring continuation of coverage for employees under certain circumstances; specifying employer duties to employees; providing for tort exemptions; providing for employer's defenses; providing for coworker immunity; providing for notice of claims; limiting certain defenses by employers under certain circumstances; specifying procedures for filing and responding to claims; limiting expert witness testimony under certain circumstances; providing for determination of comparative negligence under certain circumstances; authorizing the Department of Labor and Employment Security to adopt rules requiring proof of insurance or financial responsibility; providing for implementation and administration with reference to certain provisions of the Workers' Compensation Law relating to waiver of exemption, notice of exemption or acceptance, and waiver of exemption or acceptance, coverage, specified activities within the course of employment, drug-free workplaces, coercion of employees, benefits as lien against assets, misrepresentation, fraudulent activities, security for benefits, compensation for injuries when third parties are liable, benefits notice, effect of unconstitutionality, proceedings against the state, pooling liabilities, self-insured public utilities, local government pools, administrative procedures, rulemaking, and coverage; authorizing the department to adopt rules; providing penalties; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Economic Opportunities; and Fiscal Policy.

By Senator McKay—

SB 108—A bill to be entitled An act relating to unemployment compensation; amending s. 1, ch. 97-29, Laws of Florida; extending for an additional year a temporary reduction in certain contribution rates for specified employers; amending s. 443.101, F.S.; clarifying provisions relating to disqualification for benefits; amending s. 443.111, F.S.; extending for a specified period a temporary increase in the maximum weekly and yearly benefit amounts for unemployment compensation benefits; specifying benefit years; providing an effective date.

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

By Senator McKay—

SB 110—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; providing that an exemption from the tax applies to machinery and equipment purchased for use in phosphate severance, mining, or processing operations under specified conditions; providing an effective date.

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

By Senators Kurth and Kirkpatrick—

SB 112—A bill to be entitled An act relating to skateboarding, freestyle bicycling, and inline skating activities; creating s. 316.0085, F.S.; providing legislative purpose; providing definitions; providing limitations on liability with respect to governmental entities and public employees with respect to persons who participate in skateboarding, inline skating, or freestyle bicycle riding activities on property owned or leased by the governmental entity; providing exceptions; providing for liability of independent concessionaires or other persons or organizations for certain injuries or damages; providing for the assumption of certain risks; providing for the effect of certain insurance; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Brown-Waite—

SB 114—A bill to be entitled An act relating to the Florida Independent Living Council; amending s. 413.395, F.S.; authorizing the Florida Independent Living Council to incorporate as a corporation not for profit; allowing an increase in the number of its members; amending prerequisites to the Governor's appointment of council members; providing an effective date.

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

By Senator McKay—

SB 116—A bill to be entitled An act relating to education; creating a public-private partnership pilot program for students who have disabilities; providing intent and definitions; providing eligibility requirements for private schools, nonprofit organizations, and home education program parents; providing for flexibility in educating students; providing for payment of funds; requiring certain funds to be sent to a direct-support organization for specified use; providing student eligibility; providing for rules; requiring the Department of Education to establish a choice-information center; requiring legislative review; requiring reports; providing for severability; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Forman—

SM 118—Senate Memorial No. ____ A memorial to the Congress of the United States, urging Congress to review the HMO Medicare/Medicare+Choice delivery system with the goal of devising methods to stabilize the market, avoid confusion of the elderly and other Medicare-eligible enrollees, provide adequate coverage at a reasonable cost, and avoid shifts in coverage which disrupt the market.

—was referred to the Committee on Rules and Calendar.

By Senator Grant—

SB 120—A bill to be entitled An act relating to library cooperatives; amending s. 257.41, F.S.; requiring the Division of Library and Information Services of the Department of State to issue certificates to certain library cooperatives; amending s. 212.08, F.S.; providing an exemption from the tax on sales, use, and other transactions for library cooperatives certified under s. 257.41, F.S.; providing for retroactive application of the tax exemption; providing an effective date.

—was referred to the Committees on Fiscal Resource; and Governmental Oversight and Productivity.

By Senator Geller—

SB 122—A bill to be entitled An act relating to ad valorem taxation; providing an exclusion for any increase in value attributable to the installation of hurricane shutters; providing a contingent effective date.

—was referred to the Committees on Fiscal Resource; and Comprehensive Planning, Local and Military Affairs.

By Senator Geller—

SJR 124—Senate Joint Resolution No. ____ A joint resolution proposing an amendment to Section 3 of Article VII of the State Constitution, relating to finance and taxation, to allow the Legislature by general law to exclude from assessed value for ad valorem tax purposes value attributable to improvements made for purposes of disaster preparedness.

—was referred to the Committees on Fiscal Resource; Comprehensive Planning, Local and Military Affairs; and Rules and Calendar.

By Senator Geller—

SB 126—A bill to be entitled An act relating to catering services; amending s. 509.241, F.S.; requiring catering services to keep a portion of deposits in an escrow account until 2 weeks before the event for which they were received; providing an effective date.

—was referred to the Committees on Regulated Industries; and Agriculture and Consumer Services.

By Senator Brown-Waite—

SB 128—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.091, F.S.; increasing the disability retirement benefit for members of the special risk class; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Klein—

SB 130—A bill to be entitled An act relating to the prosecution of juveniles as adults; amending s. 985.227, F.S.; providing for a juvenile to be prosecuted as an adult if the juvenile is charged with grand theft

of a motor vehicle; reenacting s. 985.21(4)(e), F.S., relating to the state attorney's authority to prosecute a juvenile as an adult, to incorporate the amendment to s. 985.227, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senators Klein and Laurent—

SB 132—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.05, F.S.; exempting from the tax on the sale of coins or currency certain transactions in which the sales price exceeds a specified amount; amending s. 212.08, F.S.; exempting sales of gold, silver, or platinum bullion when the sales price exceeds a specified amount; providing effective dates.

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

By Senator Klein—

SB 134—A bill to be entitled An act relating to controlled substances; amending s. 893.13, F.S.; correcting a misplaced statutory provision relating to the unlawful sale or possession of a controlled substance within a specified area surrounding a child care facility; providing that certain enhanced penalties do not apply unless the owner or operator of the facility posts a sign identifying the facility as a child care facility; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Grant—

SB 136—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.031, F.S.; excluding certain pass-through charges on commercial real estate leases from such taxes; providing an effective date.

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

By Senator Bronson—

SB 138—A bill to be entitled An act relating to guidelines for fair treatment of victims and witnesses in the justice system; amending s. 960.001, F.S.; allowing specified state agencies to participate in crime prevention and educational activities; providing for use of funds appropriated for prevention activities; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Cowin—

SB 140—A bill to be entitled An act relating to sales taxes; creating s. 212.0805, F.S.; exempting sales of certain clothing items from sales taxes during specified periods; defining "clothing" for purposes of the exemption; providing for rules; providing an appropriation; providing an effective date.

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

By Senators Holzendorf and Thomas—

SB 142—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.031, F.S.; exempting property used as a travel center/truck stop facility from the tax on the rental or lease of, or grant of a license to use, real property; providing an effective date.

—was referred to the Committees on Fiscal Resource and Transportation.

By Senator Hargrett—

SB 144—A bill to be entitled An act relating to Murphy Act lands; amending s. 253.82, F.S.; providing for conveyance of all Murphy Act transportation easements to the governmental entity currently having title to the adjacent roadway; requiring the establishment of a procedure for review of deeds containing Murphy Act transportation reservations; setting requirements for the review process; providing for compensation of certain property owners if the reservation denies the property owner the current economic use of the property; amending s. 712.04, F.S.; providing for reservations of easements in deeds by the Board of Trustees of the Internal Improvement Trust Fund to be extinguished on a specified date, subject to certain limitations; amending s. 712.05, F.S.; providing procedures by which a governmental entity may preserve a road reservation; requiring notice; providing an effective date.

—was referred to the Committees on Judiciary, Transportation and Fiscal Policy.

By Senator Cowin—

SB 146—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; creating s. 159.8082, F.S.; establishing the agricultural development bond pool; amending s. 159.804, F.S.; providing for specific allocations of state volume limitations to the agricultural

development pool; amending s. 159.809; specifying provisions for bond issuance reports not received; providing an effective date.

—was referred to the Committees on Agriculture and Consumer Services; Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Cowin—

SB 148—A bill to be entitled An act relating to school-entry health and vision examinations; amending s. 232.0315, F.S.; requiring children who enter public or nonpublic schools in this state to present evidence of having received a comprehensive vision examination; providing an exemption; deleting provisions relating to rulemaking authority with respect to medical examinations; providing an effective date.

—was referred to the Committee on Education.

By Senators Horne, Bronson, McKay, Klein and Dyer—

SB 150—A bill to be entitled An act relating to state financial matters; amending s. 17.05, F.S.; specifying certain powers of the Comptroller and the Department of Banking and Finance; providing requirements; specifying procedures, rights, and requirements for enforcing compliance with certain subpoenas; providing for assessing certain costs under certain circumstances; amending s. 17.076, F.S.; providing for payment of retirement benefits by direct deposit; amending s. 20.12, F.S.; specifying purposes and duties of the Comptroller; deleting divisions of the department; amending s. 110.1165, F.S.; deleting a reference for purposes of specifying a statute of limitations for certain purposes; specifying a time limit for filing actions to recover certain compensation; providing application; amending s. 112.061, F.S.; providing for designees of agency heads to perform specified functions; relating to per diem and travel expenses; amending s. 215.422, F.S.; deleting certain requirements relating to vendors and state purchasing agreements and warrants; amending s. 216.011, F.S.; revising a definition; amending s. 216.102, F.S.; revising duties of the Comptroller relating to preparing and publishing certain financial information; amending s. 273.02, F.S.; revising a definition; amending s. 287.058, F.S.; specifying as public records certain documents and materials relating to contracts for services; specifying an additional requirement for certain written agreements for procurement of contractual services by the state; providing an effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Productivity; and Fiscal Policy.

By Senators Brown-Waite, Sullivan, Cowin, Klein, Bronson, Horne, Clary, McKay, Forman, Holzendorf, Latvala, Childers, Grant and Sebesta—

SB 152—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S., relating to scheduling of controlled substances for the purpose of penalizing unlawful acts involving controlled substances; deleting references to dextropropoxyphene in its nondosage forms from Schedule II; adding references to propoxyphene in its nondosage forms to Schedule II; deleting references to gamma-hydroxybutyrate from Schedule II; adding references to gamma-hydroxybutyric acid to Schedule II; adding references to ketamine to Schedule III; deleting references to dextropropoxyphene in its dosage forms from Schedule IV; adding references to propoxyphene in its dosage forms to Schedule IV; reenacting ss. 39.01(30)(a) and (g), 440.102(11)(b), 458.326(3), 465.035(2), 766.101(3)(a), 817.563, 831.31, 856.015(1)(d), 893.02(4), 893.0356(2)(a), 893.08(1)(b), 893.12(2)(b), (c), and (d), 893.13(1), (2)(a), (4), (5)(a) and (b), and (7), and 921.0022(3)(b), (c), (d), (e), and (g), F.S., relating to child welfare, drug-free-workplace requirements, authorized medical treatment, the sale or possession of controlled substances, contraband, prohibited acts with respect to the sale and possession of controlled substances, and the Criminal Punishment Code, to incorporate the amendments to s. 893.03, F.S., in cross-references; amending s. 893.035, F.S., relating to the delegation of authority to the Attorney General to control substances by rule; conforming terminology to reflect the reorganization of the Department of Business and Professional Reg-

ulation and the creation of the Department of Health; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Sebesta—

SB 154—A bill to be entitled An act relating to trespass upon the grounds or facilities of a school; transferring, renumbering, and amending s. 228.091, F.S.; providing for the offense of trespass upon the grounds or facilities of a school to apply to a trespass upon the grounds or facilities of a nonpublic school; defining the term “school property”; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Hargrett—

SB 156—A bill to be entitled An act relating to the Beverage Law; amending s. 562.45, F.S.; providing restrictions on locations for on-premises consumption of alcoholic beverages; providing an effective date.

—was referred to the Committees on Regulated Industries; and Comprehensive Planning, Local and Military Affairs.

By Senator Hargrett—

SB 158—A bill to be entitled An act relating to the transportation disadvantaged; creating s. 186.024, F.S.; requiring agencies to develop a joint strategic plan for providing services to the transportation disadvantaged; amending s. 427.011, F.S.; revising definitions; amending s. 427.012, F.S.; revising the membership of the Commission for the Transportation Disadvantaged; amending s. 427.013, F.S.; revising the purpose and responsibilities of the commission; creating s. 427.0133, F.S.; establishing functions and responsibilities of the Department of Transportation relating to the transportation disadvantaged; amending s. 427.0135, F.S.; revising the duties and responsibilities of agencies that purchase transportation disadvantaged services; amending s. 427.015, F.S.; revising the function of the metropolitan planning organization or designated official planning agency in coordinating transportation for the transportation disadvantaged; amending s. 427.0155, F.S.; revising the powers and duties of community transportation coordinators; creating s. 427.0156, F.S.; providing for the membership and organization of local coordinating boards; amending s. 427.0157, F.S.; revising the powers and duties of local coordinating boards; amending s. 427.0159, F.S.; revising provisions with respect to the Transportation Disadvantaged Trust Fund; amending s. 427.016, F.S.; revising provisions with regard to the expenditure of funds for the transportation disadvantaged; conforming provisions; providing an effective date.

—was referred to the Committees on Transportation and Fiscal Policy.

By Senator Hargrett—

SB 160—A bill to be entitled An act relating to domestic violence; amending s. 741.30, F.S.; providing that a child may not obtain an injunction for protection against domestic violence based on acts committed by a family member unless such acts constitute harm or child abuse or neglect; providing an effective date.

—was referred to the Committees on Children and Families; and Criminal Justice.

By Senator Kirkpatrick—

SB 162—A bill to be entitled An act relating to dependency mediation services; amending s. 39.4075, F.S.; requiring each judicial circuit to

establish a dependency mediation program; providing for funding of the programs; providing an effective date.

—was referred to the Committees on Judiciary and Fiscal Policy.

By Senators Cowin, Brown-Waite, Mitchell, Webster and Horne—

SB 164—A bill to be entitled An act relating to a refund of excess utility payments; requiring the Comptroller to provide a refund to certain utility customers who paid more under a uniform rate structure than those customers would have paid under a modified stand-alone rate structure; requiring the Public Service Commission to notify utility customers who are eligible for a refund; providing requirements for applying for a refund; requiring the Comptroller to verify eligibility for a refund; providing for the refund of utility payments to be funded from the Public Service Commission Regulatory Trust Fund; providing an appropriation; providing an effective date.

—was referred to the Committees on Regulated Industries and Fiscal Policy.

By Senators Brown-Waite, Bronson, McKay, Horne, Grant, Carlton, Cowin, Klein, Kirkpatrick, Latvala, Sullivan, Forman, Casas, Campbell, Lee and Silver—

SB 166—A bill to be entitled An act relating to operations of law enforcement agencies; prohibiting a person from initiating, or attempting to initiate, contact with any person who is directly involved in the mobilization, deployment, or tactical operations of a law enforcement agency, including the commission of a kidnapping or other incident involving the taking or holding of hostages; prohibiting a person from broadcasting to the public a live audio or video transmission of the tactical operations of a law enforcement agency; providing a penalty; providing that a person may initiate, or attempt to initiate, contact with a person involved in the operations of a law enforcement agency, or may broadcast a live transmission of tactical law enforcement operations, upon the express authorization of the agency or upon the completion of the operations; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator McKay—

SB 168—A bill to be entitled An act relating to driving under the influence of alcohol or drugs; amending s. 322.34, F.S.; providing that a motor vehicle is subject to forfeiture under the Florida Contraband 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; requiring that notification of the impoundment or seizure be sent to the Department of Highway Safety and Motor Vehicles; amending s. 932.701, F.S., relating to definitions with respect to the Florida Contraband Act; redefining the term "contraband article" to conform to changes made by the act; reenacting s. 932.703, F.S., relating to forfeiture of contraband articles, to incorporate the amendment to s. 932.701, F.S., in references; providing an effective date.

—was referred to the Committees on Criminal Justice, Transportation and Fiscal Policy.

By Senator Bronson—

SB 170—A bill to be entitled An act relating to criminal offenses involving minors; creating the Children's Protection Act of 1999; amending s. 775.084, F.S., and reenacting s. 775.084(6), F.S., relating to violent career criminal sentencing, to conform to the act; amending ss. 787.01 and 787.02, F.S., relating to kidnapping and false imprisonment, to conform to the act; amending s. 800.04, F.S.; creating the offenses of "lewd or lascivious battery," "lewd or lascivious molestation," "lewd or lascivious conduct," and "lewd or lascivious exhibition"; providing definitions; providing penalties; precluding consent from being raised as a

defense if the victim is under a specified age; precluding ignorance or belief of age from being raised as a defense; providing an exception for maternal breastfeeding; deleting provisions that define and provide penalties for "lewd, lascivious, or indecent assault or act upon or in the presence of a child"; amending s. 826.04, F.S., relating to incest; removing definition of "sexual intercourse" and defining "sexual activity"; redefining the offense of third-degree-felony incest to include knowingly marrying or engaging in sexual activity with any of the specified relatives who is at least 18 years old; providing penalties; defining the offense of second-degree-felony incest against a person under 16 years of age; providing penalties; reenacting ss. 775.15(7), 787.025(2)(a), 914.16, and 944.606(1)(b), F.S., relating to time limitations, luring or enticing a child, limits on interviews, and sex offender notification upon release, to incorporate the amendments to ss. 800.04 and 826.04, F.S., in cross-references; amending s. 921.0022, F.S.; ranking offenses created in the act in the Criminal Punishment Code offense severity ranking chart; amending s. 948.03, F.S., and reenacting s. 948.03(6), F.S., relating to terms and conditions of probation or community control, to conform to the act; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senators Horne and Grant—

SB 172—A bill to be entitled An act relating to taxation; amending ss. 95.091, 193.062, 193.063, 194.192, 197.172, 199.057, 199.062, 199.185, 199.282, 201.16, 201.17, 205.053, 212.02, 212.05, 212.06, 212.08, 212.12, 213.04, 220.211, 220.222, 220.34, 220.723, 220.737, 220.801, 220.809, 221.02, F.S.; creating ss. 199.252, 199.2825, 212.125, 220.8051, F.S.; amending 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; prescribing dates for filing returns for specified taxes; increasing the maximum length of time for which an extension to file a tangible-personal-property tax return may be granted; postponing the regular filing deadline for certain tax returns; amending certain interest rates on delinquent taxes and on penalties; providing interest on refunds owed to taxpayers and setting the interest rate thereon; exempting from the tax imposed under s. 199.133, F.S., certain documents pertaining to transfers in conjunction with a dissolution of marriage; increasing the amounts of certain exemptions from the annual and nonrecurring taxes on certain property; allowing extensions of deadlines for providing certain annual tax information reports; allowing an extension of the deadline by which a corporation must elect to pay the annual tax on behalf of its stockholders and specifying conditions for making such election; exempting taxpayers from paying certain taxes upon a showing of reasonable cause, for so long as the reasonable cause applies; providing exceptions to payment of certain taxes or penalties; allowing certain penalties to be waived; providing for payment on interest by the state with respect to overpayments of taxes; prescribing limitations upon the assessment of back taxes; prescribing penalties for failing to pay taxes; providing exemptions from specified taxes; providing for the establishment of a cost-price amount for the purpose of sales and use taxation; limiting the aggregate amount of certain penalties that may be imposed; providing that a federal extension of the deadline for paying certain taxes acts as a state extension, under specified conditions; deleting the requirement to pay interest on certain penalties; providing for credits for emergency excise taxes to be carried over; amending s. 236.081, F.S.; reducing the aggregate required-local-effort millage rate; providing a minimum base student allocation for fiscal year 1999-2000; providing an effective date.

—was referred to the Committee on Fiscal Resource.

By Senator Grant—

SB 174—A bill to be entitled An act relating to elections; providing a short title; providing a statement of legislative intent; amending s. 104.271, F.S.; expanding applicability of the prohibition against making false or malicious charges against, or false statements about, candidates; eliminating the requirement of actual malice in the prohibition against making false statements about candidates and providing for

personal liability with respect thereto; clarifying and providing penalties; providing an effective date.

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

SR 176—Not Referenced.

By the Committee on Comprehensive Planning, Local and Military Affairs—

SB 178—A bill to be entitled An act relating to wireless emergency 911 telephone service; creating s. 365.172, F.S.; providing a short title; providing legislative findings, purposes, and intent; providing definitions; providing duties of the Department of Management Services; creating the Wireless 911 Board; providing duties and membership of the board; providing powers of the board; requiring the board to report to the Governor and the Legislature each year; requiring completion of a study for submission to the Governor and the Legislature; requiring the board to retain an independent accounting firm for certain purposes; providing a process for firm selection; imposing a monthly fee for certain 911 telephone service; providing a rate; providing for adjusting the rate; exempting the fee from state and local taxes; prohibiting local governments from imposing additional fees related to such service; providing procedures for collecting the fee and remitting the fee to the board; providing criteria for provision of certain services; prohibiting certain activities relating to wireless 911 telephone service; providing penalties; providing that the act does not preempt other laws that regulate providers of telecommunications service; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

By the Committee on Comprehensive Planning, Local and Military Affairs—

SB 180—A bill to be entitled An act relating to public records; creating s. 365.174, F.S.; providing for the confidentiality of certain records relating to the identification of persons who request emergency services by accessing a 911 telephone number; providing for the confidentiality of certain information submitted to the Wireless 911 Advisory Board or the Department of Management Services by providers of wireless 911 services; providing for future legislative review and repeal; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Rules and Calendar.

By the Committee on Comprehensive Planning, Local and Military Affairs—

SB 182—A bill to be entitled An act relating to trust funds; creating s. 365.173, F.S.; creating the Wireless Emergency Telephone System Fund within the Department of Management Services; providing criteria for the fund; providing for distribution and use of moneys in the fund; requiring the Auditor General to annually audit the fund; requiring a report; providing a contingent effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

By Senators Diaz-Balart and Horne—

SB 184—A bill to be entitled An act relating to homestead exemption; creating s. 196.075, F.S.; authorizing boards of county commissioners and municipal governing authorities to grant by ordinance an additional homestead exemption for persons 65 and older whose household income does not exceed a specified amount; defining the terms "household" and

"income"; providing requirements for the ordinances; providing an effective date.

—was referred to the Committee on Fiscal Resource.

By the Committee on Education—

SB 186—A bill to be entitled An act relating to education; amending s. 232.245, F.S.; deleting specified remedial activities for elementary students; requiring retention at grade 4 rather than at grades 2 and 3; deleting a requirement that certain students be given immediate intensive reading instruction; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Kurth—

SB 188—A bill to be entitled An act relating to the Secretary of State; creating s. 15.051, F.S.; designating the Florida Scrub Jay as the official state bird; providing an effective date.

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

By the Committee on Regulated Industries—

SB 190—A bill to be entitled An act relating to the regulation of professions and occupations; amending s. 11.62, F.S.; providing criteria for evaluating proposals for new regulations based on the effect of such regulations on job creation or retention; amending ss. 455.201 and 455.517, F.S.; providing criteria for evaluating proposals to increase the regulation of currently regulated professions based on the effect of such regulations on job creation or retention; amending s. 455.204, F.S.; requiring the Department of Business and Professional Regulation to evaluate costs of activities; amending s. 455.2226, F.S.; requiring funeral directors and embalmers to provide proof of completion of continuing education requirements; amending s. 455.2228, F.S.; requiring barbers and cosmetologists to provide proof of completion of continuing education requirements; amending s. 455.273, F.S.; revising provisions related to the submission and processing of proof of completing of continuing education requirements for licensees regulated by the department; providing for the department to contract for this service; deleting requirements that licensees sign such proof; amending s. 474.211, F.S.; deleting an affidavit requirement for veterinarians; amending s. 489.115, F.S.; deleting a signature requirement for contractors; requiring the Department of Business and Professional Regulation to make a report; providing effective dates.

—was referred to the Committees on Regulated Industries and Fiscal Policy.

By the Committee on Natural Resources—

SB 192—A bill to be entitled An act relating to petroleum contamination site rehabilitation; repealing s. 376.30713(7), F.S.; abrogating the scheduled repeal of the preapproved advanced cleanup program; providing an effective date.

—was referred to the Committee on Natural Resources.

By Senators Webster, Brown-Waite, Campbell and Bronson—

SB 194—A bill to be entitled An act relating to punishment of felons; amending s. 775.087, F.S., relating to felony reclassification and minimum sentence and other penalties for offenders who committed aggravated battery or committed certain acts involving a weapon, firearm, or destructive device during the commission of a felony; conforming terminology to changes made by the act; increasing from 3 to 10 years the minimum prison term for certain felonies or attempted felonies under

specified circumstances when the offender possessed a firearm or destructive device during the commission of the offense or flight therefrom; revising the category of such offenses to include murder, sexual battery, robbery, burglary, arson, aggravated assault or aggravated battery, kidnapping, escape, aircraft piracy, aggravated child abuse, aggravated abuse of an elderly person or disabled adult, unlawful throwing, placing, or discharging of a destructive device or bomb, carjacking, home-invasion robbery, aggravated stalking, and trafficking in cannabis, trafficking in cocaine, capital importation of cocaine, trafficking in illegal drugs, capital importation of illegal drugs, trafficking in phencyclidine, capital importation of phencyclidine, trafficking in methaqualone, capital importation of methaqualone, trafficking in amphetamine, capital importation of amphetamine, trafficking in flunitrazepam, or other specified violation of s. 893.135(1), F.S.; providing for imposition of a 20-year minimum term of imprisonment when, in addition to such circumstances, the firearm or destructive device was discharged while the person was carrying, displaying, using, or threatening or attempting to use the firearm or destructive device; providing for imposition of a minimum term of imprisonment of not less than 25 years and not more than a term of imprisonment of life in prison when, in further addition to such circumstances, the discharging of the firearm or destructive device resulted in infliction of death or great bodily harm upon any person; providing for construction; providing legislative intent with respect to punishment of offenders who possess, carry, display, use, or threaten or attempt to use firearms or destructive devices; providing imposition of the minimum term of imprisonment consecutive to any other term of imprisonment imposed; providing that the minimum term of imprisonment imposed is authorized by law regardless of the maximum sentence that may be imposed for the underlying felony; increasing from 8 to 15 years the minimum prison term for certain felonies or attempted felonies under specified circumstances when, during the commission of the offense, the offender possessed a semiautomatic firearm and its high-capacity detachable box magazine or a machine gun; providing for the category of such offenses to include murder, sexual battery, robbery, burglary, arson, aggravated assault, aggravated battery, kidnapping, escape, aircraft piracy, aggravated child abuse, aggravated abuse of an elderly person or disabled adult, unlawful throwing, placing, or discharging of a destructive device or bomb, carjacking, home-invasion robbery, aggravated stalking, and trafficking in cannabis, trafficking in cocaine, capital importation of cocaine, trafficking in illegal drugs, capital importation of illegal drugs, trafficking in phencyclidine, capital importation of phencyclidine, trafficking in methaqualone, capital importation of methaqualone, trafficking in amphetamine, capital importation of amphetamine, trafficking in flunitrazepam, or other specified violation of s. 893.135(1); providing for imposition of a 20-year minimum term of imprisonment when, in addition to such circumstances, the semiautomatic firearm and its high-capacity detachable box magazine or a machine gun was discharged while the person was carrying, displaying, using, or threatening or attempting to use the semiautomatic firearm and its high-capacity detachable box magazine or a machine gun; providing for imposition of a minimum term of imprisonment of not less than 25 years and not more than a term of imprisonment of life in prison when, in further addition to such circumstances, the discharging of the semiautomatic firearm and its high-capacity detachable box magazine or a machine gun resulted in infliction of death or great bodily harm upon any person; providing for construction; providing legislative intent with respect to punishment of offenders who possess, carry, display, use, or threaten or attempt to use a semiautomatic firearm and its high-capacity detachable box magazine or a machine gun; providing for imposition of the minimum term of imprisonment consecutive to any other term of imprisonment imposed; providing that the minimum term of imprisonment imposed is authorized by law regardless of the maximum sentence that may be imposed for the underlying felony; providing for legislative policy and intent; providing for a report; reenacting s. 921.0022(2), F.S., relating to the Criminal Punishment Code offense severity ranking chart, s. 921.0024(1)(b), F.S., relating to Florida Criminal Punishment Code worksheet computations and key, and s. 947.146(3)(b), F.S., relating to Control Release Authority, to incorporate said amendment in references; providing for public service announcements with respect to the penalties provided in the act; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By the Committee on Regulated Industries—

SB 196—A bill to be entitled An act relating to funeral and cemetery services; amending ss. 497.201 and 497.213, F.S.; providing requirements as to contents of cemetery license applications and license renewals; requiring owners of specified types of businesses to provide notice of intent to acquire another similar business; requiring owners of specified types of businesses to give notice to prospective purchasers of the ownership of the business; providing for voidability of contracts; requiring disclosures in advertisements and contracts; providing an effective date.

—was referred to the Committees on Regulated Industries; and Banking and Insurance.

By Senators Klein and Brown-Waite—

SB 198—A bill to be entitled An act relating to trial testimony concerning sexual offenses; amending s. 918.16, F.S.; requiring that the court clear the courtroom at the request of a victim during his or her testimony concerning a sexual offense, regardless of the victim's age or mental capacity; providing certain exceptions; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Brown-Waite—

SB 200—A bill to be entitled An act relating to child identification; providing a short title; providing legislative intent; requiring hospitals and birthing centers to notify parents of the availability of the Child Identification Program; requiring hospitals and birthing centers to provide identification services to the parent upon payment of a fee; encouraging physicians to participate in the Child Identification Program; prohibiting the creation or maintenance of certain records; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Fiscal Policy.

By Senator Silver—

SB 202—A bill to be entitled An act relating to the Beverage Law; amending ss. 562.11, 562.111, F.S.; providing an exemption for giving or serving to certain underage students alcoholic beverages that are delivered as part of a required curriculum at an accredited college; providing an exemption for the possession of alcoholic beverages by underage students in specified circumstances; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senator Silver—

SB 204—A bill to be entitled An act relating to the unlawful possession of a firearm by a minor; amending s. 790.22, F.S.; providing that it is a third-degree felony for a minor to possess a firearm on school property or at a school-sponsored event; requiring that a minor who commits such offense serve a mandatory period of detention in a secure detention facility in addition to certain other sanctions; providing requirements for the community service that a court orders a minor to perform as a sanction for possessing a firearm on school property or for committing an offense that involves the use or possession of a firearm; requiring schools to notify students in writing that possessing a firearm on school property or at a school-sponsored event is a violation of state law; providing that, notwithstanding other laws, the state attorney has discretion in prosecuting a child as an adult for a violation of s. 790.22(5); amending ss. 943.051, 985.212, F.S., relating to the fingerprinting of a minor; revising provisions to conform to changes made by the act; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Laurent—

SB 206—A bill to be entitled An act relating to the Administrative Procedure Act; amending ss. 120.52 and 120.536, F.S.; removing entities described in ch. 298, F.S., relating to water control districts, from the definition of “agency”; providing that an agency’s confirmation of a statutory exemption is not agency action and is not subject to provisions relating to decisions that affect substantial interests; providing additional restrictions with respect to an agency’s rulemaking authority; amending s. 120.56, F.S.; revising an agency’s responsibilities in response to a challenge to a proposed rule; amending s. 120.57, F.S., relating to hearings involving disputed issues of material fact; revising an agency’s authority with respect to rejection or modification of conclusions of law in its final order; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By Senators Hargrett, Holzendorf, Dawson-White, Jones and Meek—

SJR 208—Senate Joint Resolution No. ____ A joint resolution proposing an amendment to Section 4 of Article VI of the State Constitution, relating to suffrage and elections; authorizing the Legislature to provide the conditions under which a convicted felon’s right to register or vote may be restored.

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

By Senators Hargrett, Holzendorf, Dawson-White, Jones and Meek—

SB 210—A bill to be entitled An act relating to elections; amending s. 97.041, F.S.; providing for automatic restoration of former felons’ right to vote following completion and satisfaction of sentence of incarceration and community supervision; providing conditions on such automatic restoration; providing a conditional effective date.

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

By Senator Diaz-Balart—

SB 212—A bill to be entitled An act relating to witnesses in judicial proceedings; amending s. 92.57, F.S.; prohibiting threatening an employee with dismissal because of the employee’s testimony or appearance as a witness in a judicial proceeding; authorizing the court to hold an employer in contempt for dismissing, or threatening to dismiss, an employee because of the employee’s appearance or testimony as a witness; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Silver—

SB 214—A bill to be entitled An act relating to empowerment zones; creating s. 290.0491, F.S.; creating the “Florida Empowerment Zone Act”; defining terms; providing legislative intent; providing for administration by the Department of Community Affairs; providing an appropriation; providing requirements for eligibility; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

By Senators Silver, Campbell and Forman—

SB 216—A bill to be entitled An act relating to health care service programs; amending s. 440.11, F.S.; establishing exclusive liability of health maintenance organizations; providing applicability; amending s. 641.28, F.S.; revising award of attorney’s fees in civil actions in specified

circumstances; amending s. 641.315, F.S.; providing additional criteria for certain provider contracts; amending s. 641.3903, F.S.; specifying additional practices as unfair methods of competition or unfair or deceptive acts or practices; amending s. 641.3917, F.S.; authorizing civil actions against health maintenance organizations by certain persons in certain circumstances; providing requirements and procedures; providing for liability for damages and attorney’s fees; prohibiting punitive damages in certain circumstances; requiring the advance posting of discovery costs; providing for the award of discovery costs in specified circumstances; providing legislative intent; providing an appropriation; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Fiscal Policy.

By the Committee on Fiscal Policy—

SB 218—A bill to be entitled An act relating to grant proposals for agricultural facilities; authorizing the Department of Agriculture and Consumer Services to administer a grant program for funding the acquisition or renovation of fair facilities, agricultural centers, or livestock pavilions; authorizing counties, municipalities, and certain nonprofit corporations to apply for such grants; requiring that the recipient provide certain matching funds; providing for a review panel to review grant applications; providing for membership of the review panel and terms of office; requiring the review panel to annually recommend grant recipients to the Commissioner of Agriculture; providing that the department may not allocate a project grant unless the project is approved by the Legislature; authorizing the Department of Agriculture and Consumer Services to adopt rules; providing an effective date.

—was referred to the Committees on Agriculture and Consumer Services; and Fiscal Policy.

By the Committee on Fiscal Policy—

SB 220—A bill to be entitled An act relating to grant proposals for county courthouse facilities; authorizing the State Courts Administrator to administer a grant program for funding the acquisition, renovation, or construction of county courthouse facilities; authorizing counties, municipalities, and certain nonprofit corporations to apply for such grants; requiring that the recipient provide certain matching funds; providing for a review panel to review grant applications; providing for membership of the review panel and terms of office; requiring the review panel to annually recommend grant recipients to the State Courts Administrator; providing that the State Courts Administrator may not allocate a project grant unless the project is approved by the Legislature; authorizing the State Courts Administrator to adopt rules; providing an effective date.

—was referred to the Committees on Judiciary and Fiscal Policy.

By the Committee on Fiscal Policy—

SB 222—A bill to be entitled An act relating to grant proposals for economic development; authorizing the Office of Tourism, Trade, and Economic Development to administer a grant program for funding economic development; authorizing counties, municipalities, and certain nonprofit corporations to apply for such grants; requiring that the recipient provide certain matching funds; providing for Enterprise Florida, Inc., to review grant applications and make recommendations to the Office of Tourism, Trade, and Economic Development; prohibiting the award of a grant that personally benefits a board member of Enterprise Florida, Inc.; providing that the Office of Tourism, Trade, and Economic Development may not allocate a project grant unless the project is approved by the Legislature; authorizing the Office of Tourism, Trade, and Economic Development to adopt rules; providing an effective date.

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

By the Committee on Fiscal Policy—

SB 224—A bill to be entitled An act relating to grant proposals for lake restoration; authorizing the Department of Environmental Protection to administer a grant program for funding lake-restoration projects that are not proposed under the Surface Water Improvement and Management Act; authorizing counties, municipalities, and certain nonprofit corporations to apply for such grants; requiring that the recipient provide certain matching funds; providing for a review panel to review grant applications; providing for membership of the review panel and terms of office; requiring the review panel to annually recommend grant recipients to the Secretary of Environmental Protection; providing that the department may not allocate a project grant unless the project is approved by the Legislature; authorizing the Department of Environmental Protection to adopt rules; providing an effective date.

—was referred to the Committees on Natural Resources and Fiscal Policy.

By the Committee on Fiscal Policy—

SB 226—A bill to be entitled An act relating to grant proposals for multiuse community facilities; authorizing the Department of Community Affairs to administer a grant program for funding the acquisition or renovation of multiuse community facilities; authorizing counties, municipalities, and certain nonprofit corporations to apply for such grants; requiring that the recipient provide certain matching funds; providing for a review panel to review grant applications; providing for membership of the review panel and terms of office; requiring the review panel to annually recommend grant recipients to the Secretary of Community Affairs; providing that the department may not allocate a project grant unless the project is approved by the Legislature; authorizing the Department of Community Affairs to adopt rules; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

By Senator Webster—

SB 228—A bill to be entitled An act relating to state finances; amending s. 186.021, F.S.; requiring each state agency strategic plan to include a summary of all moneys that were spent by or otherwise passed through the agency during the preceding fiscal year and an estimate of such spending and handling for the current fiscal year; providing requirements for the reporting of such information; providing for a reduction in funding for failure to submit the summary with the state agency strategic plan as required; requiring the Florida Financial Management Information System Coordinating Council to submit to the Governor and Legislature a report with recommendations relating to the reporting of such information; providing an effective date.

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

By Senator Webster—

SB 230—A bill to be entitled An act relating to the Department of Labor and Employment Security; amending s. 20.171, F.S.; providing that the department shall operate its programs in a decentralized fashion; providing for the appointment of three assistant secretaries; providing for the powers and duties of such secretaries; providing for the creation of field offices; revising divisions within the department; amending s. 110.205, F.S.; providing that certain employees of the department shall be in the Senior Management Service; providing that certain actions contemplated by the act shall be done within the available resources of the department; amending ss. 393.11, 400.805, 410.0245, 410.604, 413.034, 413.445, 442.003, 442.014, 442.20, 553.512, 627.0915, 627.212, 627.311, F.S., to conform; repealing s. 442.023, F.S., to conform; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Commerce and Economic Opportunities; and Fiscal Policy.

By Senators Latvala, Campbell, Gutman, Silver, Meek and Mitchell—

SB 232—A bill to be entitled An act relating to health care; 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, Aging and Long-Term Care.

By Senators Forman and Latvala—

SB 234—A bill to be entitled An act relating to legislative employees; amending s. 121.055, F.S.; authorizing the President of the Senate and the Speaker of the House of Representatives to designate additional employees of their respective house who may be required to participate in the Senior Management Service Class of the Florida Retirement System; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Rules and Calendar; and Fiscal Policy.

By Senator Latvala—

SB 236—A bill to be entitled An act relating to insurance; amending s. 324.021, F.S.; providing a limitation on the liability for bodily injury, property, and economic damages for certain lessors and owners of motor vehicles; providing for applicability; providing an effective date.

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

By the Committee on Fiscal Policy—

SB 238—A bill to be entitled An act relating to state lands management; requiring specific state agencies to report costs associated with conservation and recreation lands for which they are responsible; providing duties of the Division of State Lands; providing an effective date.

—was referred to the Committees on Natural Resources and Fiscal Policy.

By Senators Sebesta, Casas, Lee, Latvala and Clary—

SB 240—A bill to be entitled An act relating to suits by and against the Department of Transportation; amending s. 337.19, F.S.; revising provisions governing suits at law and in equity brought by or against the department with respect to breach of an express provision or an implied covenant of a written agreement or a written directive issued by the department pursuant to the written agreement; providing for rights, obligations, remedies, and defenses; prohibiting liability under certain circumstances; providing exceptions with respect to liability; providing an effective date.

—was referred to the Committees on Transportation; Governmental Oversight and Productivity; and Fiscal Policy.

By the Committee on Children and Families—

SB 242—A bill to be entitled An act relating to mental health; directing the Department of Children and Family Services to develop cooperative agreements with local agencies for diverting from the criminal justice system to the civil mental health system persons with mental illness arrested for a misdemeanor; directing the Louis de la Parte Florida Mental Health Institute at the University of South Florida to report to

the Legislature on cost-effective diversion strategies; directing the Department of Law Enforcement and the Department of Children and Family Services to jointly review training curricula for law enforcement officers and to recommend improvements to the Legislature; directing the Department of Children and Family Services to contract with the Louis de la Parte Florida Mental Health Institute to review court jurisdiction over persons with mental illness who are arrested for or convicted of a misdemeanor and to recommend policy changes to the Legislature; directing the district forensic coordinators in the Department of Children and Family Services to assess the provision of in-jail mental health services and report to the Legislature; directing the Louis de la Parte Florida Mental Health Institute to evaluate the specialized mental health court in Broward County and report findings and recommendations to the Legislature; directing the Department of Children and Family Services to prepare a single report by a specified date; providing an appropriation; providing an effective date.

—was referred to the Committees on Children and Families; and Fiscal Policy.

By Senator Campbell—

SB 244—A bill to be entitled An act relating to motor vehicle airbags; providing a short title; providing definitions; requiring a record of any sale, replacement, or installation of an airbag; specifying required information; providing for inspection and disclosure of such records; prohibiting certain activities; providing penalties; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Mitchell—

SB 246—A bill to be entitled An act relating to offenses committed against minors; amending s. 827.03, F.S.; providing that the offense of child abuse includes any act of domestic violence committed by a caregiver in the presence of a minor child; creating s. 827.035, F.S.; requiring that a parent, guardian, or caregiver be sentenced to death or life imprisonment for committing an act of physical abuse against a minor child of the parent, guardian, or caregiver which results in the child's death; providing an effective date.

—was referred to the Committees on Criminal Justice; Children and Families; and Fiscal Policy.

By Senator Kurth—

SB 248—A bill to be entitled An act relating to orthotics, prosthetics, and pedorthics; allowing a person who met the experience requirement to practice orthotics, prosthetics, or pedorthics before a specified date to apply for licensure, based on the person's experience and educational preparation, without meeting the educational requirements set forth in statute; providing an effective date.

—was referred to the Committee on Health, Aging and Long-Term Care.

By Senator Kirkpatrick—

SB 250—A bill to be entitled An act relating to Enterprise Florida, Inc.; expressing the legislative intent to enact organizational and programmatic improvements to Enterprise Florida Inc.; providing an effective date.

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

By Senator Kirkpatrick—

SB 252—A bill to be entitled An act relating to workforce development; creating the "Florida Workforce Investment Act"; expressing the legislative intent to enact organizational and programmatic improvements to the workforce development system in the state; providing an effective date.

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

By Senator Kirkpatrick—

SB 254—A bill to be entitled An act relating to international business; expressing the legislative intent to foster international trade and investment activities; providing an effective date.

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

By Senator Kirkpatrick—

SB 256—A bill to be entitled An act relating to the WAGES Program; expressing the legislative intent to foster economic development projects having a significant impact on the employment of WAGES participants; providing an effective date.

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

By Senator Kirkpatrick—

SB 258—A bill to be entitled An act relating to the space industry; expressing the legislative intent to foster the continued development of the space industry; providing an effective date.

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

By Senator Kirkpatrick—

SB 260—A bill to be entitled An act relating to economic development; expressing the legislative intent to foster economic development in urban cores and other communities in the state; providing an effective date.

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

By Senator Geller—

SB 262—A bill to be entitled An act relating to hospitals; amending s. 395.0191, F.S.; providing staff membership and clinical privileges for licensed optometrists; providing certain limitations; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Fiscal Policy.

By the Committee on Judiciary—

SB 264—A bill to be entitled An act relating to filing of records; amending s. 28.07, F.S.; authorizing filing of official records at branch offices of the clerk of the circuit court; amending s. 28.222, F.S.; providing for time of filing of official records and availability of Official Records register; providing an effective date.

—was referred to the Committee on Judiciary.

By Senators Forman and Kurth—

SB 266—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; Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

By Senator Klein—

SB 268—A bill to be entitled An act relating to child support; amending s. 61.30, F.S.; requiring a court under certain circumstances to base a determination of child support amounts on the proportionate amount of time the children are required to spend with each parent each year; providing an effective date.

—was referred to the Committee on Children and Families.

By Senators Grant and Klein—

SB 270—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 Committee on Education.

By Senators Scott, Silver, Forman, Geller, Campbell, Latvala and Gutman—

SB 272—A bill to be entitled An act relating to health insurance coverage for autism spectrum disorder; requiring a health insurer or health maintenance organization that offers major medical coverage to include coverage for treating autism spectrum disorder; defining the term “autism spectrum disorder”; authorizing an insurer or health maintenance organization to confirm a diagnosis or review the appropriateness of a treatment plan; providing that the act does not affect the licensure of a health care professional or impair the right to reimbursement of a health care provider; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Fiscal Policy.

By Senators Kurth and Kirkpatrick—

SB 274—A bill to be entitled An act relating to state purchasing; requiring the Department of Management Services to develop and publish guidelines for state agencies with respect to the purchase of computer mainframes; establishing minimum requirements; requiring agency adherence to the guidelines; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Brown-Waite—

SB 276—A bill to be entitled An act relating to home medical equipment providers; creating part IX of chapter 400, F.S.; providing for regulation of home medical equipment providers by the Agency for Health Care Administration; providing legislative intent; providing definitions; providing for licensure and exemptions; providing unlawful acts; providing penalties; providing for license applications; providing for fees; providing for background screening; providing for provisional licenses and temporary permits; providing for administrative penalties; providing for injunctions, emergency orders, and moratoriums; providing for licensure inspections and investigations; providing minimum standards; providing for agency rules; providing for patient records; providing for notice of toll-free telephone number for the central abuse registry; providing for background screening of home medical equipment provider personnel; providing penalties; providing screening procedures; providing for agency injunctions; prohibiting patient referrals and rebates; providing for application of the act to existing providers; providing an appropriation; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Fiscal Policy.

By Senator Sullivan—

SB 278—A bill to be entitled An act relating to recreational sport diving; providing for standards for compressed air used in recreational sport diving; providing for testing compressed air; providing exemptions; requiring certification for certain persons providing compressed air for compensation; providing penalties; providing an effective date.

—was referred to the Committee on Health, Aging and Long-Term Care.

By Senator Sullivan—

SB 280—A bill to be entitled An act relating to license plates; amending ss. 320.08056, 320.08058, F.S.; creating a Share the Road license plate; providing for the distribution of annual use fees received from the sale of such plates; providing a contingent effective date.

—was referred to the Committee on Transportation.

By Senator Sullivan—

SB 282—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; providing for a United States Marine Corps specialty license plate; providing fees; providing for the disposition of fees; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Carlton—

SB 284—A bill to be entitled An act relating to children and families; amending s. 39.01, F.S.; including references to great-grandparents in definitions relating to dependent children; amending s. 39.509, F.S.; providing for great-grandparents visitation rights; amending ss. 39.801 and 63.0425, F.S.; providing for a great-grandparent’s right to adopt;

amending s. 61.13, F.S.; providing for great-grandparents visitation rights and standing with regard to evaluating custody arrangements; amending s. 63.172, F.S.; conforming references relating to great-grandparental visitation rights under ch. 752, F.S.; amending ss. 984.03 and 985.03, F.S.; including references to great-grandparents in definitions relating to delinquent children; providing an effective date.

—was referred to the Committees on Children and Families; and Judiciary.

By Senator Campbell—

SB 286—A bill to be entitled An act relating to criminal use of personal identification information; creating s. 817.568, F.S.; providing definitions; providing that under specified circumstances a person who knowingly uses or attempts to use personal identification information concerning an individual without previously obtaining the individual's consent commits the offense of fraudulent use of personal identification information; providing that under specified circumstances a person who wantonly and maliciously uses or attempts to use personal identification information concerning an individual without first obtaining the individual's consent commits the offense of malicious use of personal identification information; providing penalties; providing for nonapplicability of the new provisions to specified law enforcement activities; providing for restitution, including attorney's fees and costs to the victim; providing for prosecution by the state attorney or the statewide prosecutor; reenacting 464.018(1)(d), F.S., relating to disciplinary actions for violations of the Nurse Practice Act; reenacting s. 772.102(1)(a), F.S., relating to definition of "criminal activity" with respect to the Civil Remedies for Criminal Practices Act; reenacting s. 895.02(1)(a), F.S., relating to definition of "racketeering activity," to provide for incorporation of s. 817.568, F.S., in references to ch. 817, F.S.; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Lee—

SB 288—A bill to be entitled An act relating to postsecondary education; amending s. 240.551, F.S.; providing for the transfer of Florida Prepaid College Program benefits to certain applied technology diploma programs and vocational certificate programs; allowing the Florida Prepaid College Board to permit direct-support organizations established under this section to use the property, facilities, and personal services of the board; providing for such direct-support organizations to invest funds with the moneys invested under the Florida Prepaid College Trust Fund; providing an effective date.

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

By Senators Horne and Webster—

SB 290—A bill to be entitled An act relating to community contribution tax credits; amending ss. 220.183, 624.5105, F.S.; increasing the annual limitation on the amount of such credits which may be granted against the corporate income tax and insurance premium taxes; providing an effective date.

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

By Senator Bronson—

SB 292—A bill to be entitled An act relating to county and municipal jails; amending s. 951.21, F.S.; providing that the gain-time awarded to county prisoners by the board of county commissioners is optional; deleting a provision requiring that the allowances awarded to county prisoners for good behavior be awarded according to the policy of the Department of Corrections for such awards for state prisoners; amending s. 951.23, F.S.; providing that it is a second-degree misdemeanor for a

prisoner to knowingly and willfully refuse to obey certain rules governing prisoner conduct; providing an effective date.

—was referred to the Committees on Criminal Justice; Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

By the Committee on Judiciary—

SB 294—A bill to be entitled An act relating to liens; amending s. 15.16, F.S.; providing for electronic filing of records with the Department of State; creating s. 55.201, F.S.; requiring the Department of State to maintain a database of judgment lien certificates; creating s. 55.202, F.S.; providing for acquisition of a judgment lien on personal property; creating s. 55.203, F.S.; providing requirements concerning the contents of a judgment lien certificate; providing for filing and indexing of judgment lien certificates by the Department of State; creating s. 55.204, F.S.; providing for lapse of a judgment lien; providing for acquisition of a second judgment lien; creating s. 55.205, F.S.; providing for the effect of a judgment lien; creating s. 55.206, F.S.; providing for amendment, termination, partial release, assignment, tolling, or correction of a recorded judgment lien; creating s. 55.207, F.S.; providing for filing of a statement concerning an inaccurate or wrongfully filed certificate of judgment lien; providing for the effect of such a filing; creating s. 55.208, F.S.; providing for the effect of this act on writs of execution delivered to a sheriff prior to the effective date of this act; creating s. 55.209, F.S.; providing Department of State responsibilities and filing fees; amending s. 55.604, F.S.; limiting the effect of a foreign judgment as a lien on personal property in this state; providing an effective date.

—was referred to the Committees on Judiciary and Fiscal Policy.

By Senators Forman, Campbell, Klein, Geller and Dawson-White—

SB 296—A bill to be entitled An act relating to the local option fuel tax for county transportation systems; amending s. 336.025, F.S.; authorizing certain charter counties to use a portion of certain proceeds of said tax for homeless assistance programs; providing for an interlocal agreement; requiring adoption of a resolution specifying that the county is meeting certain transportation needs; requiring the county to continue funding such programs from other sources at a specified level; defining "homeless assistance program"; providing for expiration of the use of such proceeds for homeless assistance programs; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Resource.

By Senator Geller—

SB 298—A bill to be entitled An act relating to probate; amending s. 732.206, F.S.; providing that the elective share of a surviving spouse applies to assets held in an inter vivos trust; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Campbell—

SB 300—A bill to be entitled An act relating to antitrust claims; creating s. 542.195, F.S.; providing that an indirect purchaser may claim an injury under ch. 542, F.S., or part II, ch. 501, F.S., for an unlawful overcharge for goods or services; providing that passing an unlawful overcharge to others is a partial or complete defense; authorizing the court to consolidate cases, apportion damages, and delay disbursement of damages; providing for the defendant to receive a setoff against damages under certain circumstances; providing for proving and apportioning damages in a class action; providing an effective date.

—was referred to the Committee on Judiciary.

By Senators Campbell and Latvala—

SB 302—A bill to be entitled An act relating to health insurance; providing a short title; amending s. 627.668, F.S.; providing that the current requirement for group insurers to offer coverage for mental health conditions does not apply to serious mental illness; creating s. 627.6681, F.S.; requiring group health insurers and health maintenance organizations to provide coverage for serious mental illness; requiring benefits to be the same as for physical illness generally; requiring the health benefit plan committee to consider and recommend modifications to standard, basic, and limited health benefit plans; requiring rate filings; providing a definition; providing rulemaking authority; authorizing an insurer to establish certain compliance functions; amending ss. 627.6472, 627.6515, 641.31, F.S., relating to exclusive provider organizations, out-of-state groups, and health maintenance contracts; providing requirements for coverage compliance; providing an appropriation; providing a description of state interest; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Fiscal Policy.

By the Committee on Ethics and Elections; and Senators Saunders, Carlton, Sebesta, Rossin, Meek, Kirkpatrick, Hargrett and Latvala—

SB 304—A bill to be entitled An act relating to ethics; amending s. 112.312, F.S.; redefining the terms “gift” and “liability”; amending s. 112.3144, F.S.; revising the reporting requirements for full and public disclosure of financial interests; transferring filing administration from the Secretary of State to the Commission on Ethics; modifying the filing location for officers from the Secretary of State to the commission; establishing an automatic fine system for delinquent filers and nonfilers; requiring former officers and employees to file a final disclosure of financial interests following departure; amending s. 112.3145, F.S.; redefining the terms “local officer” and “specified state employee”; revising the reporting requirements for limited statutory disclosure of financial interests; transferring filing administration from the Secretary of State to the Commission on Ethics; modifying the filing location for state officers and specified state employees from the Secretary of State to the commission; modifying certification requirements of supervisors of elections with regard to delinquent filers and nonfilers; establishing an automatic fine system for delinquent filers and nonfilers; requiring former officers and employees to file a final statement of financial interests by July 1 of the year following departure; amending s. 112.3148, F.S.; redefining the terms “reporting individual” and “procurement employee”; establishing a reimbursement deadline with regard to the valuation of gifts received by reporting individuals; clarifying that the gifts law applies to candidates; extending the gifts law to include nonincumbents elected to office for the period immediately following election but before officially taking office; transferring the filing administration for gift disclosure from the Secretary of State to the Commission on Ethics; amending s. 112.3149, F.S.; redefining the term “procurement employee”; transferring filing administration for honoraria disclosure from the Department of State to the Commission on Ethics; amending s. 112.324, F.S.; clarifying that the proper sanction authority in the case of a current state legislator who commits an act in violation of the Ethics Code prior to joining the Legislature is vested in the house in which the legislator serves; amending s. 914.21, F.S.; redefining the terms “official proceeding” and “official investigation”; extending the witness-tampering laws to include Commission on Ethics investigations and proceedings; repealing s. 112.3151, F.S., which authorizes the Commission on Ethics to grant extensions of time for filing financial disclosure statements; appropriating funds to the Commission on Ethics; providing an effective date.

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

By Senator Bronson—

SB 306—A bill to be entitled An act relating to land management; amending s. 259.032, F.S.; providing for the use of Conservation and Recreation Lands funds to manage additional lands; amending s. 372.57, F.S.; providing for an exemption to the recreational user permit fee; providing an effective date.

—was referred to the Committees on Natural Resources and Fiscal Resource.

By Senator Carlton—

SB 308—A bill to be entitled An act relating to traffic accidents involving death or serious injury; amending s. 316.1933, F.S.; requiring the driver of a vehicle involved in an accident to undergo testing for the presence of alcohol or drugs if the accident causes death or serious bodily injury; deleting provisions authorizing a law enforcement officer to require such testing upon probable cause to believe that the driver of the vehicle was under the influence of alcohol or drugs; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Forman—

SB 310—A bill to be entitled An act relating to health insurance; providing a short title; providing legislative findings; creating the Premium Assistance Program within the Agency for Health Care Administration to assist small businesses in purchasing health insurance coverage for employees; providing eligibility requirements; providing applicability to specified health benefit plans; specifying the subsidies that a small business may receive under the program; requiring that specified moneys be used to fund the Premium Assistance Program; providing for distribution of funds; providing an appropriation; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Health, Aging and Long-Term Care; and Fiscal Policy.

By Senator Lee—

SB 312—A bill to be entitled An act relating to health insurance; amending s. 627.6645, F.S.; revising the notice requirements for cancellation or nonrenewal of a group health insurance policy; requiring the insurer to provide written notice of cancellation or nonrenewal to each certificateholder under certain circumstances; providing an exception; requiring the notice to state the reason for cancellation or nonrenewal; amending s. 641.3108, F.S.; revising the notice requirements for cancellation or nonrenewal of a health maintenance organization contract; requiring the organization to provide notice to each subscriber under certain circumstances; providing for continuation of coverage in the event of failure to provide required notice; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senators Latvala, Brown-Waite, Lee, Sebesta, Saunders, Kirkpatrick and Carlton—

SB 314—A bill to be entitled An act relating to elections; providing a short title; amending s. 106.011, F.S.; modifying definitions of the terms “political committee,” “contribution,” and “expenditure”; amending s. 106.021, F.S.; placing restrictions on certain endorsements; amending s. 106.03, F.S.; providing additional requirements for registration of political committees and committees of continuous existence; amending s. 106.04, F.S.; prohibiting committees of continuous existence from making certain expenditures; amending s. 106.08, F.S.; revising the contribution limit for statewide candidates; revising the restrictions on contributions by a political party; limiting the amount of contributions to a political party; providing a penalty; reenacting ss. 106.04(2), 106.075(2), 106.087(1)(a), 106.19(1), 106.29(6), F.S.; conforming cross-references to incorporate changes made by the act; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator Kirkpatrick—

SB 316—A bill to be entitled An act relating to land reclamation; amending s. 378.601, F.S.; exempting specified heavy mineral mining operations from requirements for development-of-regional-impact review; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Natural Resources.

By Senator Lee—

SB 318—A bill to be entitled An act relating to intangible property taxes; amending s. 199.185, F.S.; prescribing the amount of accounts receivable subject to the tax as of January 1, 2000; providing an effective date.

—was referred to the Committee on Fiscal Resource.

By Senator Klein—

SB 320—A bill to be entitled An act relating to ad valorem taxation; creating s. 192.205, F.S.; allowing local governmental bodies to levy interim improvement surcharges on improvements to real estate; providing a formula for computing the surcharge; providing a maximum allowable dollar amount of such a surcharge; requiring notice; requiring a surcharge assessment roll to be prepared annually; providing for the applicability of collection provisions; providing for uses of the proceeds of such surcharges; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Resource.

By Senator Klein—

SB 322—A bill to be entitled An act relating to ad valorem taxation; creating s. 420.0007, F.S.; providing an exemption from property taxation for charitable, not-for-profit, low-income housing properties; providing for retroactive application; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Resource.

By Senator Klein—

SB 324—A bill to be entitled An act relating to school personnel; amending s. 231.02, F.S.; providing for access to the Florida Crimes Information Telecommunications Network for background checks of school personnel; providing for the cost of background checks; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Thomas—

SB 326—A bill to be entitled An act relating to the Treasurer; amending ss. 18.125 and 112.215, F.S.; providing that fees contributed by participants in the Government Employees' Deferred Compensation Plan Act shall not be included in the unencumbered balance of a certain trust fund maintained by the Treasurer; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Grant—

SB 328—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 for sales or leases to organizations that hold federal tax exemptions under s. 501(c)(3) of the Internal Revenue Code; providing an effective date.

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

By Senators Carlton, Saunders and Lee—

SB 330—A bill to be entitled An act relating to patriotic programs in the school districts; creating s. 233.0655, F.S.; authorizing district school

board rules to require patriotic programs; providing program requirements; requiring recitation of the pledge of allegiance; providing an effective date.

—was referred to the Committee on Education.

By Senator Geller—

SB 332—A bill to be entitled An act relating to collective bargaining; amending s. 30.53, F.S.; prescribing procedures by which specified deputy sheriffs may be designated as public employees who are entitled to collective bargaining; providing an effective date.

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

By Senators Sebesta and Lee—

SB 334—A bill to be entitled An act relating to child passenger restraint; amending s. 316.613, F.S.; deleting the provision that failure to provide and use a child passenger restraint is not considered comparative negligence and that such failure is not admissible as evidence in a civil action for negligence; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Cowin—

SB 336—A bill to be entitled An act relating to education; providing for weight to be given to specific courses when computing grade point averages; authorizing students to dually enroll in advanced placement courses; providing an effective date.

—was referred to the Committee on Education.

By Senator Cowin—

SB 338—A bill to be entitled An act relating to the protection of children; creating the "Kayla McKean Child Protection Act"; providing legislative intent; providing an effective date.

—was referred to the Committees on Children and Families; and Fiscal Policy.

By Senator Gutman—

SB 340—A bill to be entitled An act relating to alcohol sales; amending s. 567.01, F.S.; providing for local option elections to determine sales of intoxicating liquors, wines, or beer by the drink; amending s. 567.06, F.S.; providing ballot instructions for local option elections; amending s. 567.07, F.S.; providing for a local option election for sole purpose of determining whether intoxicating liquors, wines, or beer may be sold by the drink for consumption on premises; providing an effective date.

—was referred to the Committees on Regulated Industries; and Comprehensive Planning, Local and Military Affairs.

By Senator Mitchell—

SB 342—A bill to be entitled An act relating to correctional facilities; amending s. 944.40, F.S.; providing that it is a second-degree felony to escape or attempt to escape from a private correctional facility or other correctional facility operated by a governmental entity or under contract with a governmental entity; 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; authorizing a law enforcement agency to charge a private correctional facility for the costs incurred in apprehending an out-of-state inmate who escapes from the facility; 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 Fiscal Policy.

By the Committee on Governmental Oversight and Productivity—

SB 344—A bill to be entitled An act relating to consolidations of governmental operations; amending s. 20.057, F.S.; providing for interagency agreements to consolidate administrative services if such consolidation results in cost savings; providing requirements for such agreements; requiring that the Governor report to the Legislature on such consolidations; amending s. 216.031, F.S.; requiring that budget requests submitted to the Legislature by state agencies and the Supreme Court justify the need to consolidate administrative functions; amending s. 216.163, F.S.; providing for the Executive Office of the Governor to recommend the interagency consolidation of administrative services in order to improve agency performance; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By the Committee on Governmental Oversight and Productivity—

SB 346—A bill to be entitled An act relating to interagency agreements within state government; amending s. 20.057, F.S.; requiring that the Governor direct executive agencies to enter into agreements to combine training and staff-development resources; providing for consolidated budget requests; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By the Committee on Governmental Oversight and Productivity—

SB 348—A bill to be entitled An act relating to the Florida Retirement System; creating s. 121.46, F.S.; authorizing employers within the state retirement system to offer a supplemental defined contribution retirement account; limiting the total annual contribution to the account; authorizing the employer to contribute up to one-half of the total contribution amount; providing for an employer to make the contribution conditional upon the attainment of performance objectives; providing for the Division of Retirement to issue a request for proposals for investment carriers to manage the accounts; providing rulemaking authority; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By the Committee on Governmental Oversight and Productivity—

SB 350—A bill to be entitled An act relating to public employees; creating s. 110.1315, F.S.; requiring that the Department of Management Services contract with a private vendor for an alternative retirement program for temporary and seasonal state employees; providing contract requirements; providing for the use of unobligated payroll contributions by state agencies; providing for oversight of the program; requiring the private vendor to indemnify the state and participating employees from certain adverse tax consequences; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By the Committee on Governmental Oversight and Productivity—

SB 352—A bill to be entitled An act relating to state employment; amending s. 110.201, F.S.; authorizing the Department of Management Services to adopt a renewable employment contract form for career service employees; amending s. 110.203, F.S.; defining the term “renewable employment contract”; creating s. 110.2031, F.S.; authorizing state agencies to offer prospective or current members of the career service system a renewable employment contract; providing that employees who enter into a renewable employment contract are presumptively members of the optional annuity program; amending s. 110.205, F.S.; providing that career service employees who enter into renewable employment contracts hold exempt positions; creating s. 110.4021, F.S.; providing that employees with senior management status prior to July 1, 1999, will have the option of participating in the Florida Retirement System or in an optional annuity program; providing that persons hired as senior management on or after July 1, 1999, are presumptively participants in the optional annuity program; creating s. 110.6011, F.S.; providing that employees with select exempt status prior to July 1, 1999, will have the option of participating in the Florida Retirement System or in an optional annuity program; providing that persons hired as select exempt employees on or after July 1, 1999, are presumptively participants in the optional annuity program; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By the Committee on Governmental Oversight and Productivity—

SB 354—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.055, F.S.; redesignating the Senior Management Service Class as the Senior Management and Exempt Service Class; providing for state employees who are exempt from the Career Service System to participate in the Senior Management and Exempt Service Class; authorizing such members to elect to participate in the Senior Management Service Optional Annuity Program; specifying forms of benefit payments that are made under the optional annuity program; providing requirements for electing to participate in the optional annuity program; amending ss. 121.021, 121.051, 121.052, 121.091, 121.122, F.S., relating to the Florida Retirement System, the optional annuity program, the Elected State Officers' Class, retirement benefits, and renewed membership in the retirement system; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By the Committee on Governmental Oversight and Productivity—

SB 356—A bill to be entitled An act relating to retirement; creating s. 121.36, F.S.; creating an optional retirement program for employees of the State of Florida; providing eligibility criteria; providing that state employees may participate in the optional retirement program in lieu of participating in the Florida Retirement System; providing requirements for electing the optional program; providing for contributions to the optional program; providing for payment of benefits; providing for the Division of Retirement of the Department of Management Services to administer the program; authorizing the division to adopt rules; requiring that the State Board of Administration review the investment products offered under the optional program; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By the Committee on Governmental Oversight and Productivity—

SB 358—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S., relating to definitions; revising the number of years of creditable service required for a member to become eligible for benefits under the system; providing for a member to receive a specified percentage of credit towards vesting each year; amending ss. 121.0515, 121.052, 121.053, 121.055, F.S., relating to the normal retirement date and retirement benefits for special risk members, the Elected

State and County Officers' Class, and the Senior Management Service Class; revising the number of years of creditable service required for eligibility for benefits; amending ss. 121.091, 121.40, F.S., relating to disability retirement benefits and supplement retirement benefits; revising the number of years of creditable service required for eligibility for benefits; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By the Committee on Governmental Oversight and Productivity—

SB 360—A bill to be entitled An act relating to state employment; amending s. 110.205, F.S.; adding employees who are hired on or after July 1, 1999, in the managerial/confidential and supervisory bargaining units organized under ch. 447, F.S., to those employees exempted from the Career Service System; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By the Committee on Governmental Oversight and Productivity—

SB 362—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.091, F.S.; providing retirement benefits for regular members, members of the Senior Management Service Class, and members of the Elected State and County Officers' Class; providing for additional termination benefit; amending s. 121.021, F.S.; redefining the term "early retirement date" for purposes of the system; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By the Committee on Governmental Oversight and Productivity—

SB 364—A bill to be entitled An act relating to public employment; amending s. 110.131, F.S.; authorizing the Department of Management Services to contract with a private entity to provide temporary and seasonal employees for state agencies; requiring that the entity provide health insurance and retirement benefits for such employees; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By the Committee on Education—

SB 366—A bill to be entitled An act relating to school readiness; establishing the Florida Partnership for School Readiness, Inc., for purposes of administering the School Readiness Program; creating the School Readiness Governing Board to operate as the board of directors of the partnership; providing responsibilities and duties of the partnership and governing board; providing membership of the governing board and meeting requirements; providing that the Florida Partnership for School Readiness, Inc., is subject to public records and public meeting requirements; providing for hiring certain employees; providing for the partnership to operate as a nonprofit corporation; requiring that the partnership prepare a system for measuring school readiness; specifying objectives to be measured by such system; requiring that the partnership contract with an independent entity to evaluate the measurement system; requiring the partnership to make recommendations to the Governor and the State Board of Education; authorizing the partnership to adopt rules; requiring the establishment of a school readiness coalition in each county; specifying services to be provided by the coalitions; providing for designation and approval of a fiscal agent; providing for grants to be provided to coalitions to develop school readiness plans; providing for incentive bonuses to be awarded; providing requirements for school readiness plans; providing for parental choice with respect to child care arrangements and payments; providing for evaluation and performance measures; providing responsibility for implementation; providing for

special readiness grants to be awarded to parents; creating s. 229.567, F.S.; requiring the Department of Education to adopt the school readiness screening instruments developed by the Florida Partnership for School Readiness, Inc., and to require their use by the school districts; creating the School Readiness Program Needs-Assessment Conference; requiring the conference to develop information relating to the school readiness programs; specifying the principals of the conference; amending s. 414.026, F.S.; requiring the chairperson of the Florida Partnership for School Readiness, Inc., to serve on the WAGES Program State Board of Directors; requiring the State Coordinating Council for Early Childhood Services to submit a final report; amending s. 624.91, F.S.; requiring the Healthy Kids Corporation to work cooperatively with the Florida Partnership for School Readiness, Inc.; amending s. 411.222, F.S.; abolishing the State Coordinating Council for Early Childhood Services; establishing the State Coordinating Council for School Readiness Programs; repealing s. 411.222(4), F.S., relating to the State Coordinating Council for School Readiness Programs; providing effective dates.

—was referred to the Committees on Education and Fiscal Policy.

By Senators Childers, Thomas, Clary, Forman, Casas and Scott—

SB 368—A bill to be entitled An act relating to foreign corporations; requiring certain foreign corporations to file copies of their employee benefit plans with the Department of Labor and Employment Security; requiring such corporations to provide notice of such filing to their employees; authorizing the department to collect fees and adopt rules; providing an effective date.

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

By Senator Meek—

SB 370—A bill to be entitled An act relating to domestic violence; amending s. 741.31, F.S.; providing that it is unlawful for a person subject to an injunction for protection against domestic violence to refuse to surrender any firearm or ammunition in his or her custody, or to interfere with or obstruct a law enforcement officer enforcing the injunction; providing a penalty; amending s. 787.04, F.S.; providing that it is unlawful for any noncustodial parent or respondent subject to an injunction for protection against domestic violence or repeat violence to lead, take, entice, or remove a minor from the custodial parent or any child care provider or other person entrusted by the custodial parent with the care of the minor or to conceal the location of the minor, in violation of the injunction; providing a penalty; reenacting s. 901.15(6), F.S., relating to when an arrest is made by a law enforcement officer without a warrant to incorporate said amendment in a reference; providing an effective date.

—was referred to the Committees on Children and Families; and Criminal Justice.

By Senator Clary—

SB 372—A bill to be entitled An act relating to bridge designations; naming the Destin Bridge at East Pass the "William T. Marler Bridge"; providing for the the erection of markers; providing an effective date.

—was referred to the Committee on Transportation.

By Senators Laurent and Webster—

SB 374—A bill to be entitled An act relating to civil actions; creating s. 40.50, F.S.; providing for instructions to juries after the jury is sworn in; providing for the taking of notes under certain circumstances; providing for notebooks; providing for written questions; providing for final instructions; amending s. 44.102, F.S.; requiring that the court require mediation in certain actions for monetary damages; 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. 57.105, F.S.; revising conditions for award of attorney's fees for presenting unsupported claims or defenses; authorizing damage awards against a party for unreasonable delay of litigation; authorizing the court to impose additional sanctions; 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; amending s. 57.071, F.S.; providing criteria under which expert witness fees may be awarded as taxable costs; providing for expedited trials; amending s. 768.77, F.S.; deleting a requirement to itemize future damages on verdict forms; amending s. 768.78, F.S.; conforming provisions relating to alternative methods of payment of damage awards to changes made by the act; correcting a cross-reference; creating s. 47.025, F.S.; providing that certain venue provisions in a contract for improvement to real property are void; specifying appropriate venue for actions against resident contractors, subcontractors, and sub-subcontractors; requiring the clerk of court to report certain information on negligence cases to the Office of the State Courts Administrator; amending s. 768.81, F.S.; providing for the apportionment of damages on the basis of joint and several liability when a party's fault exceeds a certain percentage; providing for the allocation of fault to a nonparty; requiring that such fault must be proved by a preponderance of the evidence; repealing s. 768.81(5), F.S., relating to the applicability of joint and several liability to actions in which the total amount of damages does not exceed a specified amount; requiring the Department of Insurance to contract with an actuarial firm to conduct an actuarial analysis of expected reductions in judgments and related costs resulting from litigation reforms; specifying the basis and due date for the actuarial report; providing for a review of rate filings by certain types of insurers after a specified date; providing that such provisions do not limit the refund of excessive profits by certain insurers; providing for severability; providing an effective date.

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

By Senator Lee—

SB 376—A bill to be entitled An act relating to civil actions; creating s. 768.096, F.S.; providing an employer with a presumption against negligent hiring under specified conditions in an action for civil damages resulting from an intentional tort committed by an employee; amending s. 768.095, F.S.; revising the conditions under which an employer is immune from civil liability for disclosing information regarding an employee to a prospective employer; creating s. 768.071, F.S.; providing limitations on premises liability for a person or organization owning or controlling an interest in a business premises; providing for a presumption against liability; providing conditions for the presumption; amending s. 768.075, F.S.; modifying the conditions under which a person or organization owning or controlling an interest in real property is liable for a trespasser's injury or death; providing definitions; providing for the avoidance of liability to discovered and undiscovered trespassers under described circumstances; providing immunity from certain liability arising out of the attempt to commit or the commission of a felony; creating s. 768.36, F.S.; prohibiting a plaintiff from recovering damages if plaintiff is more than a specified percentage at fault due to the influence of alcoholic beverages or drugs; providing for severability; providing an effective date.

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

By Senator Webster—

SB 378—A bill to be entitled An act relating to civil action; creating s. 768.725, F.S.; providing evidentiary standards for an award of punitive damages; amending s. 768.72, F.S.; revising provisions 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; amending s. 768.73, F.S.; revising provisions with respect to limitations on punitive damages; providing monetary limitations; providing an exception with respect to intentional misconduct; providing for the effect of certain previous punitive damages awards; specifying the basis for calculating attorney's fees on judgments for punitive damages; providing for the application of the section; creating s. 768.735, F.S.; providing that ss. 768.72(2)-(4), 768.725, and 768.73, F.S., relating to punitive damages, are inapplicable to specified causes of action; limiting the amount of punitive damages that may be awarded to a claimant in certain civil actions involving abuse or arising under ch. 400, F.S.; creating s. 768.736, F.S.; providing that ss. 768.725 and 768.73, F.S., relating to punitive damages, do not apply to intoxicated defendants; providing for severability; providing an effective date.

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

By Senator Webster—

SB 380—A bill to be entitled An act relating to municipal firefighters' pension trust funds and municipal police officers' retirement trust funds; amending and revising the provisions of chapters 175 and 185, F.S.; defining "chapter plans," "local law plans," and "supplemental plan municipality"; redefining "compensation" or "salary" for retirement purposes under these chapters; clarifying the applicability of minimum benefits for both chapter and local law plans; revising investment provisions to permit cities greater investment latitude to make foreign investments; eliminating discriminatory language in conformance with state and federal discrimination provisions; providing that certain benefits provided are a minimum and may not be diminished by any other state, local, or federal benefits; providing an exception; modifying the formula for calculating volunteer firefighter service retirement benefits; clarifying terminology relating to "sole and exclusive use of" premium tax funds and "extra benefits" by providing that moneys must be placed in a police-only or firefighter-only plan or a combined police and firefighter plan as opposed to placing moneys in any type of plan that includes general employees; providing for establishment of a new board and for transfer of assets in certain cases; creating s. 175.195, F.S.; prohibiting certain fraudulent practices; providing criminal and administrative penalties; repealing s. 175.152, F.S., relating to contributions; repealing s. 175.251, F.S., relating to employment records that are required to be kept by the secretary of the board of trustees; repealing s. 175.291, F.S., relating to the requirement that the attorney for the municipality or special fire control district represent the board of trustees upon request and the option to employ independent counsel and other persons; repealing s. 175.321, F.S., relating to the application of certain provisions to municipalities and fire control districts; repealing s. 175.331, F.S., relating to the rights of firefighters under former law; repealing s. 175.391, F.S., relating to payment of attorney's fees and costs; repealing s. 185.14, F.S., relating to contributions; repealing s. 185.15, F.S., relating to contributions and new employees; creating s. 185.185, F.S.; prohibiting certain fraudulent practices; providing criminal and administrative penalties; repealing s. 185.27, F.S., relating to the roster of retirees; repealing s. 185.29, F.S., relating to the city attorney representing the board of trustees; repealing s. 185.32, F.S., relating to exemptions from the chapter; repealing s. 185.36, F.S., relating to the rights of police officers under former laws; repealing s. 185.40, F.S., relating to costs and attorney's fees; creating ss. 175.411 and 185.60, F.S.; providing for optional participation; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Holzendorf—

SB 382—A bill to be entitled An act relating to school readiness; providing a short title; providing legislative intent; creating the Florida Partnership for School Readiness, Inc.; creating the School Readiness Governing Board to operate as the board of directors of the School Readiness Partnership; providing responsibilities and duties of the School Readiness Partnership and governing board; providing membership of

the governing board and meeting requirements; providing that the School Readiness Partnership is subject to public records and public meeting requirements; providing for hiring certain employees; providing for the partnership's powers as a corporation; requiring that the partnership prepare a system for measuring school readiness; specifying objectives to be measured by such system; requiring that the partnership contract with an independent entity to evaluate the measurement system; requiring the partnership to make recommendations to the Governor and the State Board of Education; authorizing the partnership to adopt rules; establishing a School Readiness Coordinating Council; providing for the council to be assigned to the Executive Office of the Governor for administrative purposes; providing for voluntary establishment of a school readiness coalition in each county; specifying services to be provided by coalitions; providing for designation and approval of a fiscal agent; providing for coalition initiation grants to develop school readiness plans; providing for awarding incentive bonuses; providing requirements for school readiness plans; providing for parental choice with respect to child care arrangements and payments; providing for evaluation and performance measures; providing that federal requirements control in the case of conflict; creating s. 411.05, F.S.; requiring the Department of Education to adopt the school readiness screening instruments developed by the School Readiness Partnership and to require their use by the school districts; creating s. 411.06, F.S.; recognizing the nationwide Parents as Teachers Program; establishing the Florida Parents as Teachers Program under the jurisdiction of the School Readiness Partnership; providing program requirements; creating the School Readiness Program Needs-Assessment Conference; providing for the conference to develop official information relating to the school readiness programs; providing for the principals of the conference; amending s. 414.026, F.S.; requiring that the chairperson of the Partnership for School Readiness, Inc., serve on the WAGES Program State Board of Directors; amending s. 624.91, F.S.; requiring the Healthy Kids Corporation to work cooperatively with the Florida Partnership for School Readiness, Inc.; exempting family child care providers from increased standards; repealing s. 411.222(4), F.S., relating to the State Coordinating Council for Early Childhood Services; providing effective dates.

—was referred to the Committees on Education and Fiscal Policy.

By Senators Gutman and Meek—

SB 384—A bill to be entitled An act relating to homestead exemption; creating s. 196.075, F.S.; authorizing boards of county commissioners and municipal governing authorities to grant by ordinance an additional homestead exemption for persons 65 and older whose household income does not exceed a specified amount; defining the terms "household" and "income"; providing requirements for the ordinances; providing a penalty; providing an effective date.

—was referred to the Committee on Fiscal Resource.

By Senator Kurth—

SB 386—A bill to be entitled An act relating to grant proposals for community centers; authorizing the Department of Community Affairs to administer a grant program for funding the acquisition, renovation, or construction of community centers; authorizing counties, municipalities, and certain nonprofit corporations to apply for such grants; requiring that a grant recipient provide certain matching funds; providing for preference to be given to certain projects; providing requirements for grant recipients; providing for a review panel to review grant applications; providing for membership of the review panel and terms of office; requiring the review panel to annually recommend grant recipients to the Secretary of Community Affairs; providing that the department may not allocate a project grant unless the funds are appropriated by the Legislature; authorizing the Department of Community Affairs to adopt rules; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

By the Committee on Fiscal Policy—

SB 388—A bill to be entitled An act relating to the re-creation of the Relocation and Construction Trust Fund without modification; re-creating the Relocation and Construction Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 390—A bill to be entitled An act relating to the re-creation of the Plant Industry Trust Fund without modification; re-creating the Plant Industry Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 392—A bill to be entitled An act relating to the re-creation of the Market Trade Show Trust Fund without modification; re-creating the Market Trade Show Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 394—A bill to be entitled An act relating to the re-creation of the Incidental Trust Fund within the Department of Agriculture and Consumer Services without modification; re-creating the Incidental Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 396—A bill to be entitled An act relating to the re-creation of the General Inspection Trust Fund within the Department of Agriculture and Consumer Services without modification; re-creating the General Inspection Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 398—A bill to be entitled An act relating to the re-creation of the Hurricane Andrew Disaster Relief Trust Fund within the Department of Agriculture and Consumer Services without modification; re-creating the Hurricane Andrew Disaster Relief Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 400—A bill to be entitled An act relating to the re-creation of the Contracts and Grants Trust Fund within the Department of Agriculture and Consumer Services without modification; re-creating the Contracts and Grants Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 402—A bill to be entitled An act relating to the re-creation of the Citrus Inspection Trust Fund without modification; re-creating the Citrus Inspection Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 404—A bill to be entitled An act relating to the re-creation of the Agricultural Law Enforcement Trust Fund without modification; re-creating the Agricultural Law Enforcement Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 406—A bill to be entitled An act relating to the re-creation of the Administrative Trust Fund within the Department of Agriculture and Consumer Services without modification; re-creating the Administrative Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 408—A bill to be entitled An act relating to the re-creation of the Working Capital Trust Fund within the Department of Agriculture and Consumer Services without modification; re-creating the Working Capital Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 410—A bill to be entitled An act relating to the re-creation of the Florida Saltwater Products Promotion Trust Fund without modification; re-creating the Florida Saltwater Products Promotion Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 412—A bill to be entitled An act relating to the re-creation of the Florida Agricultural Promotional Campaign Trust Fund without modification; re-creating the Florida Agricultural Promotional Campaign Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 414—A bill to be entitled An act relating to the re-creation of the Viticulture Trust Fund without modification; re-creating the Viticulture Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 416—A bill to be entitled An act relating to the re-creation of the Florida Quarter Horse Racing Promotion Trust Fund without modification; re-creating the Florida Quarter Horse Racing Promotion Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 418—A bill to be entitled An act relating to the re-creation of the Pest Control Trust Fund without modification; re-creating the Pest Control Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 420—A bill to be entitled An act relating to the re-creation of the Market Improvements Working Capital Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 422—A bill to be entitled An act relating to the re-creation of the Agricultural Emergency Eradication Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 424—A bill to be entitled An act relating to the re-creation of the Federal Law Enforcement Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 426—A bill to be entitled An act relating to the re-creation of the "Trust Funds -- no title" Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 428—A bill to be entitled An act relating to the re-creation of the Anti-Fraud Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 430—A bill to be entitled An act relating to the re-creation of the National Forest Trust Fund; re-creating and renaming the National Forest Trust Fund; carrying forward current balances and continuing current sources and uses thereof; amending s. 215.551, F.S., to conform; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 432—A bill to be entitled An act relating to the re-creation of the Consolidated Payment Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 434—A bill to be entitled An act relating to the re-creation of the Working Capital Trust Fund within the Department of Banking and Finance without modification; re-creating the Working Capital Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 436—A bill to be entitled An act relating to the re-creation of the Financial Institutions' Regulatory Trust Fund without modification; re-creating the Financial Institutions' Regulatory Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 438—A bill to be entitled An act relating to the re-creation of the Regulatory Trust Fund without modification; re-creating the Regulatory Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 440—A bill to be entitled An act relating to the re-creation of the Administrative Trust Fund without modification; re-creating the Administrative Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 442—A bill to be entitled An act relating to the re-creation of the Preeed Funeral Contract Consumer Protection Trust Fund without modification; re-creating the Preeed Funeral Contract Consumer Protection Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 444—A bill to be entitled An act relating to the re-creation of the Securities Guaranty Fund without modification; re-creating the Securities Guaranty Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 446—A bill to be entitled An act relating to the re-creation of the Mortgage Brokerage Guaranty Fund without modification; re-creating the Mortgage Brokerage Guaranty Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 448—A bill to be entitled An act relating to the re-creation of the Miscellaneous Deduction Restoration Trust Fund without modification; re-creating the Miscellaneous Deduction Restoration Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 450—A bill to be entitled An act relating to the re-creation of the Comptroller's Federal Equitable Sharing Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 452—A bill to be entitled An act relating to the re-creation of the Abandoned Property Trust Fund; re-creating and renaming the Abandoned Property Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 454—A bill to be entitled An act relating to the re-creation of the Florida Citrus Advertising Trust Fund without modification; re-creating the Florida Citrus Advertising Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 456—A bill to be entitled An act relating to trust funds; re-creating the Pari-mutuel Wagering Trust Fund within the Department of Business and Professional Regulation without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 458—A bill to be entitled An act re-creating the Professional Regulation Trust Fund within the Department of Business and Professional Regulation without modification; carrying forward current balances and continuing current sources and uses; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 460—A bill to be entitled An act relating to trust funds; re-creating the Cigarette Tax Collection Trust Fund within the Department of Business and Professional Regulation without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 462—A bill to be entitled An act relating to trust funds; re-creating the Alcoholic Beverage and Tobacco Trust Fund within the Department of Business and Professional Regulation without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 464—A bill to be entitled An act relating to trust funds; re-creating the Division of Florida Land Sales, Condominiums, and Mobile Homes Trust Fund within the Department of Business and Professional Regulation without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 466—A bill to be entitled An act relating to trust funds; re-creating the Administrative Trust Fund within the Department of Business and Professional Regulation without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 468—A bill to be entitled An act relating to trust funds; re-creating the Hotel and Restaurant Trust Fund within the Department of Business and Professional Regulation without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 470—A bill to be entitled An act relating to trust funds; re-creating the Clerk of the Court Child Support Enforcement Collection System Trust Fund within the Department of Revenue without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 472—A bill to be entitled An act relating to the re-creation of the Child Support Incentive Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 474—A bill to be entitled An act relating to the re-creation of the Working Capital Trust Fund within the Department of Revenue without modification; re-creating the Working Capital Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 476—A bill to be entitled An act relating to the re-creation of the Intangible Tax Trust Fund without modification; re-creating the Intangible Tax Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 478—A bill to be entitled An act relating to the re-creation of the Drug Enforcement Trust Fund without modification; re-creating the Drug Enforcement Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 480—A bill to be entitled An act relating to the re-creation of the Corporation Tax Administration Trust Fund without modification; re-creating the Corporation Tax Administration Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 482—A bill to be entitled An act relating to the re-creation of the Child Support Enforcement Application and User Fee Trust Fund without modification; re-creating the Child Support Enforcement Application Fee Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 484—A bill to be entitled An act relating to the re-creation of the Firefighters' Supplemental Compensation Trust Fund without modification; re-creating the Firefighters' Supplemental Compensation Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 486—A bill to be entitled An act relating to the re-creation of the Land Reclamation Trust Fund without modification; re-creating the Land Reclamation Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 488—A bill to be entitled An act relating to the re-creation of the Certification Program Trust Fund without modification; re-creating the Certification Program Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 490—A bill to be entitled An act relating to the re-creation of the Grants and Donations Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 492—A bill to be entitled An act relating to the re-creation of the Revenue Audit Division Administrative Trust Fund within the Department of Revenue without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 494—A bill to be entitled An act terminating specified trust funds and fund accounts within the Department of Revenue; providing for disposition of balances in and revenues of such trust funds and fund accounts; prescribing procedures for the termination of such trust funds and fund accounts; repealing s. 61.182, F.S., relating to the Child Support Depository Trust Fund; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 496—A bill to be entitled An act relating to the re-creation of the Black Contractors Bond Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 498—A bill to be entitled An act relating to the re-creation of the Professional Sports Development Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 500—A bill to be entitled An act relating to the re-creation of the Economic Development Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 502—A bill to be entitled An act relating to the re-creation of the Florida Investment Incentive Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 504—A bill to be entitled An act relating to the re-creation of the Grants and Donations Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 506—A bill to be entitled An act relating to the re-creation of the Planning and Budgeting System Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 508—A bill to be entitled An act relating to the re-creation of the Florida International Trade and Promotion Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 510—A bill to be entitled An act relating to the re-creation of the Economic Development Transportation Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 512—A bill to be entitled An act relating to the re-creation of the Tourism Promotional Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 514—A bill to be entitled An act terminating specified trust funds and fund accounts within the Executive Office of the Governor; provid-

ing for disposition of balances in and revenues of such trust funds and fund accounts; prescribing procedures for the termination of such trust funds and fund accounts; repealing s. 215.195, F.S., relating to the State-Federal Relations Trust Fund; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 516—A bill to be entitled An act relating to trust funds; re-creating the State Property Insurance Trust Fund within the Department of Insurance without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 518—A bill to be entitled An act relating to trust funds; re-creating the Rehabilitation Administrative Expense Fund within the Department of Insurance without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 520—A bill to be entitled An act relating to trust funds; re-creating the Deferred Compensation Trust Fund within the Department of Insurance without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 522—A bill to be entitled An act relating to trust funds; re-creating the Treasurer's Administrative and Investment Trust Fund within the Department of Insurance without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 524—A bill to be entitled An act relating to trust funds; re-creating the Insurance Commissioner's Regulatory Trust Fund within the Department of Insurance without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 526—A bill to be entitled An act relating to trust funds; re-creating the Florida Casualty Insurance Risk Management Trust Fund within the Department of Insurance without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 528—A bill to be entitled An act relating to trust funds; re-creating the Public Deposits Trust Fund within the Department of Insurance without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 530—A bill to be entitled An act relating to trust funds within the Department of Insurance; abolishing the Fire College Trust Fund and transferring its balance to the Insurance Commissioner's Regulatory Trust Fund; re-creating the Insurance Commissioner's Regulatory Trust Fund; carrying forward current balances and continuing current sources and uses thereof; amending ss. 624.516, 633.445, 633.46, 633.461, 633.50, F.S., and repealing s. 633.45(1)(r), F.S., relating to the Fire College Trust Fund; conforming provisions to the transfer of the balance of the trust fund to the Insurance Commissioner's Regulatory Trust Fund; providing effective dates.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 532—A bill to be entitled An act relating to trust funds within the Department of Insurance; abolishing the Home Equity Conversion Mortgage Guaranty Fund and transferring its balance to the Treasurer's Administrative and Investment Trust Fund; re-creating the Treasurer's Administrative and Investment Trust Fund; carrying forward current balances and continuing current sources and uses thereof; amending s. 697.205, F.S., and repealing s. 697.203, F.S., relating to the Home Equity Conversion Mortgage Guaranty Fund; conforming provisions to the transfer of the balance of the trust fund to the Treasurer's Administrative and Investment Trust Fund; providing effective dates.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 534—A bill to be entitled An act relating to trust funds; re-creating the Displaced Homemaker Trust Fund within the Department of Education, Division of Community Colleges, without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 536—A bill to be entitled An act relating to the re-creation of the State Student Financial Assistance Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 538—A bill to be entitled An act relating to the re-creation of the Educational Media and Technology Trust Fund without modification; re-creating the Educational Media and Technology Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 540—A bill to be entitled An act relating to the re-creation of the Sophomore Level Test Trust Fund without modification; re-creating the Sophomore Level Test Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 542—A bill to be entitled An act relating to the re-creation of the Educational Aids Trust Fund without modification; re-creating the Division of Public Schools Educational Aids Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 544—A bill to be entitled An act relating to the re-creation of the Teacher Certification Examination Trust Fund without modification; re-creating the Teacher Certification Examination Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 546—A bill to be entitled An act relating to the re-creation of the Division of Administration Knott Data Center Working Capital Trust Fund within the Department of Education without modification; re-creating the Division of Administration Knott Data Center Working Capital Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 548—A bill to be entitled An act relating to the re-creation of the Projects, Contracts, and Grants Trust Fund without modification; re-creating the Projects, Contracts, and Grants Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 550—A bill to be entitled An act relating to the re-creation of the Educational Certification and Service Trust Fund without modification; re-creating the Educational Certification and Service Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 552—A bill to be entitled An act relating to the re-creation of the Institutional Assessment Trust Fund without modification; re-creating the Institutional Assessment Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 554—A bill to be entitled An act relating to the re-creation of the Facilities Construction Administrative Trust Fund without modification; re-creating the Facilities Construction Administrative Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 556—A bill to be entitled An act relating to the re-creation of the Nursing Student Loan Forgiveness Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 558—A bill to be entitled An act relating to the re-creation of the Student Loan Guaranty Reserve Fund without modification; re-creating the Student Loan Guaranty Reserve Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 560—A bill to be entitled An act relating to the re-creation of the Textbook Bid Trust Fund without modification; re-creating the Textbook Bid Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 562—A bill to be entitled An act relating to the re-creation of the Challenger Astronauts Memorial Undergraduate Scholarship Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 564—A bill to be entitled An act relating to the re-creation of the Florida Academic Improvement Trust Fund for Community Colleges without modification; re-creating the Florida Academic Improvement Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 566—A bill to be entitled An act relating to the re-creation of the Food and Nutrition Services Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 568—A bill to be entitled An act relating to the re-creation of the Grants and Donations Trust Fund—Deaf and Blind School without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 570—A bill to be entitled An act relating to the re-creation of the Capital Facilities Matching Trust Fund without modification; re-creating the Alec P. Courtelis Capital Facilities Matching Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 572—A bill to be entitled An act relating to the re-creation of the State University System Concurrency Trust Fund without modification; re-creating the State University System Concurrency Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 574—A bill to be entitled An act relating to the re-creation of the State University System Replacement Trust Fund without modification; re-creating the State University System Replacement Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 576—A bill to be entitled An act relating to the re-creation of the University of Florida Health Center Incidental Trust Fund without modification; re-creating the University of Florida Health Center Incidental Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 578—A bill to be entitled An act relating to the re-creation of the University of Florida Agricultural Extension Service Incidental Trust Fund without modification; re-creating the University of Florida Agricultural Extension Service Incidental Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 580—A bill to be entitled An act relating to the re-creation of the University of Florida Agricultural Experiment Station Incidental Trust Fund without modification; re-creating the University of Florida Agricultural Experiment Station Incidental Trust Fund; carrying forward

current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 582—A bill to be entitled An act relating to the re-creation of the Phosphate Research Trust Fund without modification; re-creating the Phosphate Research Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 584—A bill to be entitled An act relating to the re-creation of the University of Florida Health Center Operations and Maintenance Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 586—A bill to be entitled An act relating to the re-creation of the University of Florida Institute of Food and Agricultural Sciences Relocation and Construction Trust Fund without modification; re-creating the University of Florida Institute of Food and Agricultural Sciences Relocation and Construction Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 588—A bill to be entitled An act relating to the re-creation of the Education and General Student and Other Fees Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 590—A bill to be entitled An act relating to the re-creation of the University of Florida Agricultural Experiment Station Federal Grant Trust Fund without modification; re-creating the University of Florida Agricultural Experiment Station Federal Grant Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 592—A bill to be entitled An act relating to the re-creation of the University of Florida Agricultural Extension Service Federal Grant Trust Fund without modification; re-creating the University of Florida Agricultural Extension Service Federal Grant Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 594—A bill to be entitled An act relating to the re-creation of the Trust Fund for Major Gifts without modification; re-creating the Trust Fund for Major Gifts; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 596—A bill to be entitled An act relating to the re-creation of the Board of Regents Operations and Maintenance Trust Fund without modification; re-creating the Board of Regents Operations and Maintenance Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 598—A bill to be entitled An act relating to the re-creation of the Division of Universities Facility Construction Administrative Trust Fund without modification; re-creating the Division of Universities Facility Construction Administrative Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 600—A bill to be entitled An act relating to the re-creation of the University of South Florida Medical Center Student Fee Trust Fund without modification; re-creating the University of South Florida Medical Center Student Fee Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 602—A bill to be entitled An act terminating specified trust funds and fund accounts within the State University System; providing for disposition of balances in and revenues of such trust funds and fund accounts; prescribing procedures for the termination of such trust funds and fund accounts; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 604—A bill to be entitled An act re-creating the Permit Fee Trust Fund of the Department of Environmental Protection without modification; carrying forward current balances and continuing uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 606—A bill to be entitled An act relating to the re-creation of the Water Management Lands Trust Fund without modification; re-creating the Water Management Lands Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 608—A bill to be entitled An act re-creating the Inland Protection Trust Fund of the Department of Environmental Protection without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 610—A bill to be entitled An act re-creating the Air Pollution Control Trust Fund of the Department of Environmental Protection without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 612—A bill to be entitled An act re-creating the Administrative Trust Fund of the Department of Environmental Protection without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 614—A bill to be entitled An act re-creating the Internal Improvement Trust Fund of the Department of Environmental Protection without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 616—A bill to be entitled An act re-creating the Nonmandatory Land Reclamation Trust Fund of the Department of Environmental Protection without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 618—A bill to be entitled An act re-creating the Marine Resources Conservation Trust Fund of the Department of Environmental Protection without modification; carrying forward current balances and continuing uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 620—A bill to be entitled An act re-creating the Solid Waste Management Trust Fund of the Department of Environmental Protection without modification; carrying forward current balances and continuing current uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 622—A bill to be entitled An act re-creating the Water Quality Assurance Trust Fund of the Department of Environmental Protection

without modification; carrying forward current balances and continuing uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 624—A bill to be entitled An act re-creating the Working Capital Trust Fund of the Department of Environmental Protection without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 626—A bill to be entitled An act re-creating the Save the Manatee Trust Fund of the Department of Environmental Protection without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 628—A bill to be entitled An act re-creating the Environmental Laboratory Trust Fund of the Department of Environmental Protection without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 630—A bill to be entitled An act relating to the re-creation of the Ecosystem Management and Restoration Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 632—A bill to be entitled An act re-creating the Hurricane Andrew Recovery and Rebuilding Trust Fund within the Department of Environmental Protection without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 634—A bill to be entitled An act re-creating the Coastal Protection Trust Fund of the Department of Environmental Protection without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 636—A bill to be entitled An act relating to the re-creation of the Drinking Water Revolving Loan Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 638—A bill to be entitled An act relating to the re-creation of the Sewage Treatment Revolving Loan Fund without modification; re-creating and renaming the fund; carrying forward current balances and continuing current sources and uses thereof; amending ss. 403.1835, 403.1836, F.S., to conform; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 640—A bill to be entitled An act re-creating the Federal Law Enforcement Trust Fund within the Department of Environmental Protection without modification; carrying forward current balances and continuing current sources and uses thereof; repealing s. 20.2553(3), F.S.; abrogating the future termination of the trust fund; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 642—A bill to be entitled An act relating to the re-creation of the Forfeited Property Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 644—A bill to be entitled An act re-creating the Grants and Donations Trust Fund of the Department of Environmental Protection without modifications; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 646—A bill to be entitled An act re-creating the State Park Trust Fund of the Department of Environmental Protection without modifications; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 648—A bill to be entitled An act relating to the re-creation of the Minerals Trust Fund without modification; re-creating the trust fund; carrying forward current balances and continuing current sources and uses thereof; repealing s. 2, ch. 94-198, Laws of Florida, as amended; abrogating provisions relating to the termination of the trust fund; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 650—A bill to be entitled An act re-creating the Aquatic Plant Control Trust Fund of the Department of Environmental Protection and renaming the trust fund; carrying forward current balances and continuing current sources and uses thereof; amending ss. 206.606, 327.28, 369.252, F.S.; conforming provisions to the change in name; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 652—A bill to be entitled An act re-creating the Conservation and Recreation Lands Trust Fund of the Department of Environmental Protection without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 654—A bill to be entitled An act terminating specified trust funds and fund accounts within the Department of Environmental Protection; providing for disposition of balances in and revenues of such trust funds and fund accounts; prescribing procedures for the termination of such trust funds and fund accounts; amending ss. 253.781, 253.7824, 253.7829, 253.783, F.S.; removing reference to the Cross Florida Barge Canal Trust Fund; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Fiscal Policy—

SB 656—A bill to be entitled An act relating to trust funds; declaring the findings of the Legislature that specified trust funds are exempt from the termination requirements of s. 19(f), Art. III of the State Constitution; amending s. 11.2423, F.S.; providing that acts declaring trust funds exempt from such requirements are not repealed by the adoption of the Florida Statutes; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By Senators Forman, Mitchell and Kurth—

SB 658—A bill to be entitled An act relating to developmental disabilities; creating s. 393.0661, F.S.; providing for developmental services waiver programs; requiring Medicaid provider agreements; providing for rulemaking; authorizing the Department of Children and Family Services to accept inspections by accrediting organizations in lieu of its own inspections for licensure; providing for life-safety and other type inspections; providing an effective date.

—was referred to the Committees on Children and Families; and Fiscal Policy.

By Senators Brown-Waite and Mitchell—

SB 660—A bill to be entitled An act relating to foster care; specifying that a provider that furnishes foster care services under a contract with the Department of Children and Family Services is an instrumentality of the state; providing for certain limitations on tort actions brought against the provider; requiring that a contract provide for indemnification of the state due to negligence of the provider; providing an effective date.

—was referred to the Committees on Children and Families; and Governmental Oversight and Productivity.

By Senator Carlton—

SB 662—A bill to be entitled An act relating to environmental permitting; establishing one-stop permitting offices throughout the state to simplify and coordinate the permitting process; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; Governmental Oversight and Productivity; and Fiscal Policy.

By Senators Sullivan and Jones—

SB 664—A bill to be entitled An act relating to postsecondary education; providing legislative findings and intent; creating the site-determined baccalaureate degree access program; authorizing funding; providing for participation by community colleges and 4-year postsecondary institutions; specifying duties of the Postsecondary Education Planning Commission; specifying funding levels; requiring program reviews and evaluation; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Gutman—

SB 666—A bill to be entitled An act relating to law enforcement and correctional officers; amending s. 112.532, F.S.; providing an exception to the requirement of informing the officer under investigation of the name of all complainants; providing that nothing in the section shall limit the right of a law enforcement or correctional agency to discipline or pursue criminal charges against an officer; amending s. 112.533, F.S.; revising provisions with respect to the receipt and processing of complaints to provide for certain recorded statements; providing for the agency head to act in the capacity of complainant under certain circumstances; amending s. 112.534, F.S.; providing a penalty for failure to comply with part VI of chapter 112, F.S.; providing definitions; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senators Webster, Dyer, Silver, Campbell, Brown-Waite, Saunders, Mitchell, Gutman, Latvala, Forman, Kurth, Klein, Dawson-White, Clary, Bronson, Jones, Casas, Meek and Grant—

SB 668—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S.; redefining the term "special risk member"; amending s. 121.0515, F.S.; adding to the Special Risk Class of membership certain emergency medical technicians and paramedics; providing legislative intent; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

By Senator Holzendorf—

SB 670—A bill to be entitled An act relating to vessel registration; amending s. 327.25, F.S.; revising exemptions to vessel registration requirements; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Holzendorf—

SB 672—A bill to be entitled An act relating to fictitious names; creating s. 501.97, F.S.; prohibiting use of a fictitious name for certain purposes; providing penalties; providing an effective date.

—was referred to the Committee on Agriculture and Consumer Services.

By Senator Brown-Waite—

SB 674—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for information about patients of home medical equipment providers which is obtained by employees or service providers or the licensing agency; providing an exemption from public records requirements for information obtained by the Agency for Health Care Administration or a home medical equipment provider in connection with background screening of prospective

employees of the provider; providing for future review and repeal; providing findings of public necessity; providing a contingent effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Rules and Calendar.

By Senator Horne—

SB 676—A bill to be entitled An act relating to taxation; amending s. 220.03, F.S.; revising definitions relating to the income tax code to incorporate the most recent changes to the United States Internal Revenue Code; providing for retroactive application; providing an effective date.

—was referred to the Committee on Fiscal Resource.

By Senator Mitchell—

SJR 678—Senate Joint Resolution No. ____ A joint resolution proposing an amendment adding Section 20 to Article III of the State Constitution, relating to the Legislature, to prohibit the Legislature from passing a law limiting a Florida resident's access to the licensed physician of his or her choice.

—was referred to the Committees on Health, Aging and Long-Term Care; and Rules and Calendar.

By Senator Mitchell—

SB 680—A bill to be entitled An act relating to the Florida Retirement System; creating the "Keith Ward Act"; amending s. 121.021, F.S.; including certain correctional probation officers within the Special Risk Class of that system; amending s. 121.0515, F.S.; specifying criteria for inclusion of correctional probation officers in that class; providing for inclusion of probation and parole circuit and deputy circuit administrators in that class; providing a finding of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Criminal Justice; and Fiscal Policy.

By Senator Webster—

SB 682—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.04, F.S.; providing an exemption for charges for the renting, leasing, or granting of a license for the use of skyboxes, luxury boxes, or other box seats for certain events imposed by not-for-profit sponsoring organizations; providing that no tax imposed on such transactions and not actually paid or collected shall be due from such an organization; providing an effective date.

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

By Senator Myers—

SB 684—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 registry of mobile food dispensing vehicles; 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; 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 the continued effect of rules; providing for the continuation of judicial and administrative proceedings; providing for appointment of a transition advisory committee; providing effective dates.

—was referred to the Committees on Health, Aging and Long-Term Care; Criminal Justice; and Fiscal Policy.

By Senator Campbell—

SB 686—A bill to be entitled An act relating to the WAGES Program; creating s. 414.035, F.S.; directing the Department of Children and Family Services to implement a high school education requirement for certain WAGES Program participants; providing for exemptions; providing for rules; amending s. 414.065, F.S.; conforming provisions relating to existing education services and requirements for program participants; providing an effective date.

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

By Senator Campbell—

SB 688—A bill to be entitled An act relating to driving under the influence; creating s. 316.1939, F.S.; providing that it is a first-degree misdemeanor for a person to refuse to submit to a chemical test of his or her breath, blood, or urine upon the request of a law enforcement officer who has reasonable cause to believe such person was driving under the influence of alcohol or drugs; providing that the prosecution of such offense does not affect an administrative action to suspend a person's driving privilege; providing that an administrative action to suspend a person's driving privilege does not affect prosecution of the offense of refusing to submit to a test for the presence of alcohol or drugs; amending s. 316.1932, F.S.; requiring that a person be informed that it is a crime to fail to submit to a test for the presence of alcohol or drugs upon the request of a law enforcement officer; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Campbell—

SB 690—A bill to be entitled An act relating to the Fair Housing Act; amending s. 760.29, F.S.; providing that a housing facility or community may qualify as housing for older persons despite specified provisions in the document which governs deed restrictions pertaining to that facility or community; providing legislative purpose; providing for retroactive applicability; providing an effective date.

—was referred to the Committee on Comprehensive Planning, Local and Military Affairs.

By Senator Campbell—

SB 692—A bill to be entitled An act relating to the reporting of crimes; requiring that a person contact a law enforcement officer or law enforcement agency as soon as reasonably possible after witnessing the commission of a crime; requiring that the person cooperate in the investigation

of the crime; amending s. 365.171, F.S.; providing that it is a first-degree misdemeanor to knowingly make a false alarm or report false information; providing an effective date.

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

By Senator Campbell—

SB 694—A bill to be entitled An act relating to class size; amending s. 236.687, F.S., requiring the Legislature to annually appropriate to the Department of Education an amount sufficient to reduce the class size of all kindergarten through grade three classes to twenty students per full-time equivalent teacher; providing an effective date.

—was referred to the Committees on Education; Fiscal Policy; and Rules and Calendar.

By Senators Campbell and Grant—

SB 696—A bill to be entitled An act relating to legal actions by grandparents seeking the right of visitation; amending s. 752.01, F.S.; providing factors that the court must consider in deciding whether to grant visitation rights to grandparents; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Forman—

SB 698—A bill to be entitled An act relating to public school curricula; amending s. 233.0612, F.S.; requiring school boards to install a program in character development in the elementary schools; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Forman—

SB 700—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; expanding the exemption for veterans' groups; providing an effective date.

—was referred to the Committees on Fiscal Resource; and Comprehensive Planning, Local and Military Affairs.

By Senators Forman and Grant—

SB 702—A bill to be entitled An act relating to guardianship; amending s. 744.369, F.S.; extending the time to review certain reports; authorizing random field audits; amending s. 744.702, F.S.; providing legislative intent to establish the Statewide Public Guardianship Office; creating s. 744.7021, F.S.; providing for the Statewide Public Guardianship Office within the Department of Elderly Affairs; providing for an executive director and oversight responsibilities; providing for the Department of Elderly Affairs to provide certain services and support; requiring submission of a guardianship plan and yearly status reports to the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Chief Justice of the Supreme Court; requiring the office to develop a training program and curriculum committee; authorizing fees; authorizing demonstration projects; providing for rules; amending s. 744.703, F.S.; providing for the executive director to establish offices of public guardian and to appoint public guardians; providing for transfer of oversight responsibility from the chief judge of the circuit to the office; providing for the suspension of public guardians, as specified; amending s. 744.706, F.S.; providing for the preparation of the budget of the Statewide Public Guardianship Office; amending s. 744.707, F.S.; revising language with respect to procedures and rules to include reference to the Statewide Public Guardianship Office; amending s. 744.708, F.S.; revising language with respect to reports and standards; providing reference to audits by the Auditor General; amending s.

744.1085, F.S.; revising language with respect to professional guardians to include reference to the Statewide Public Guardianship Office; amending s. 744.3135, F.S.; providing a procedure for obtaining fingerprint cards and for maintaining the results of certain investigations; amending s. 28.241, F.S.; providing for funds for public guardians; providing an appropriation; providing for the transfer of resources between agencies; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; Judiciary; and Fiscal Policy.

By Senators Forman and Grant—

SB 704—A bill to be entitled An act relating to public records exemptions; creating s. 744.7081, F.S.; providing an exemption from public records requirements for certain records requested by the Statewide Public Guardianship Office; providing for review and repeal; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Rules and Calendar.

By Senators Mitchell, Klein, Dyer, Forman and Kirkpatrick—

SB 706—A bill to be entitled An act relating to agriculture; creating the Florida Commission on Federal and State Agricultural Relations; providing for its membership and duties; providing an effective date.

—was referred to the Committees on Agriculture and Consumer Services; and Rules and Calendar.

By Senator Kirkpatrick—

SB 708—A bill to be entitled An act relating to school readiness; creating the "School Readiness Act"; providing legislative intent; creating s. 411.01, F.S.; creating the Florida Partnership for School Readiness, Inc.; defining school readiness programs; creating the School Readiness Governing Board to operate as the board of directors of the School Readiness Partnership; providing responsibilities and duties of the partnership and of the board; providing membership of the governing board and meeting requirements; providing for reimbursement for expenses; providing that the partnership is not a unit of state government but is subject to public records and public meeting requirements; providing for hiring certain employees; providing powers of the corporation; requiring the partnership to prepare a system for measuring school readiness; specifying the objectives that are to be measured; requiring the partnership to contract with an independent entity to evaluate the measurement system; requiring the partnership to make recommendations to specified entities; requiring annual reports; authorizing the partnership to adopt rules; providing for voluntary establishment of county school readiness coalitions; specifying services to be provided by coalitions; providing for the designation and approval of a fiscal agent; providing for coalition grants to finance the development of school readiness plans; providing requirements for such plans; providing for the award of incentive bonuses; providing for parental choice; providing for evaluation and performance measures; providing responsibility for implementation; creating s. 411.05, F.S.; requiring the Department of Education to adopt the school readiness screening instruments developed by the School Readiness Partnership and to require their use by the school districts; creating s. 411.06, F.S.; recognizing the nationwide Parents as Teachers Program; establishing the Florida Parents as Teachers Program under the jurisdiction of the School Readiness Partnership; providing program requirements; providing that federal requirements control in case of conflict; exempting family child care providers from increased standards; providing for a School Readiness Program Needs Assessment Conference; amending s. 414.026, F.S.; requiring the chair of the Florida Partnership for School Readiness, Inc., to serve on the WAGES Program State Board of Directors; amending s. 624.91, F.S.; requiring the Healthy Kids Corporation to work cooperatively with the Florida Partnership for School Readiness, Inc.; abolishing the State Coordinating Council for Early Childhood Services; repealing s. 411.222(4), F.S., relating to the State Coordinating Council for Early Childhood Services;

providing appropriations; providing for special readiness grants to be awarded in pilot programs in two counties; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Ethics and Elections; and Senators Saunders, Carlton, Meek, Hargrett, Sebesta, Kirkpatrick and Rossin—

SB 710—A bill to be entitled An act relating to elections; creating s. 100.065, F.S.; allowing all voters to vote in certain primary election contests; amending ss. 101.021, 101.251, 101.5606, F.S.; conforming provisions; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By the Committee on Gubernatorial Appointments and Confirmations; and Senators Myers, McKay, Hargrett, Casas and Dyer—

SB 712—A bill to be entitled An act relating to executive appointments; amending s. 14.29, F.S., relating to terms of members of the Florida Commission on Community Service; deleting obsolete provisions; amending s. 20.171, F.S., relating to terms of members of the Unemployment Appeals Commission within the Department of Labor and Employment Security; deleting obsolete provisions; amending s. 20.23, F.S., relating to the Secretary of Transportation; deleting obsolete provisions; amending s. 20.255, F.S.; clarifying the terms of members of the Environmental Regulation Commission within the Department of Environmental Protection; amending s. 20.315, F.S., relating to terms of members of the Florida Corrections Commission within the Department of Corrections; deleting obsolete provisions; amending s. 20.316, F.S.; requiring that the Secretary of Juvenile Justice be confirmed by the Senate; amending s. 20.41, F.S., relating to the Secretary of Elderly Affairs; deleting obsolete provisions; amending s. 186.504, F.S.; specifying terms of members of regional planning councils; amending s. 231.545, F.S., relating to membership on the Education Standards Commission within the Department of Education; deleting obsolete provisions; amending s. 240.145, F.S., relating to terms of members of the Postsecondary Education Planning Commission; deleting obsolete provisions; amending s. 240.313, F.S.; specifying the terms of members of the board of trustees of a community college; amending s. 246.205, F.S., relating to terms of members of the State Board of Nonpublic Career Education; deleting obsolete provisions; amending s. 288.707, F.S.; clarifying membership on the Florida Black Business Investment Board within the Office of Tourism, Trade, and Economic Development; deleting obsolete provisions; amending s. 288.901, F.S., relating to the board of directors of Enterprise Florida, Inc.; deleting obsolete provisions; amending s. 288.9412, F.S., relating to the International Trade and Economic Development Board within Enterprise Florida, Inc.; deleting the requirement that certain specified members be confirmed by the Senate; revising the membership of the board; deleting obsolete provisions; amending s. 288.9512, F.S., relating to the Technology Development Board within Enterprise Florida, Inc.; deleting obsolete provisions; amending s. 288.9604, F.S., relating to terms of members of the Florida Development Finance Corporation; deleting obsolete provisions; amending s. 288.9611, F.S., relating to the appointment and terms of members of the Capital Development Board within Enterprise Florida, Inc.; deleting obsolete provisions; amending s. 288.9620, F.S., relating to the appointment and terms of members of the Workforce Development Board within Enterprise Florida, Inc.; deleting obsolete provisions; amending s. 331.308, F.S., relating to the board of supervisors of the Spaceport Florida Authority; deleting a requirement that the Senate confirm the legislative ex officio members of the board; deleting obsolete provisions relating to appointments and terms; amending s. 349.03, F.S., relating to terms of members of the Jacksonville Transportation Authority; deleting obsolete provisions; amending s. 350.01, F.S., relating to terms of members of the Florida Public Service Commission; deleting obsolete provisions; clarifying the term for the chairperson of the commission; amending s. 370.19, F.S.; revising the membership of the Atlantic States Marine Fisheries Commission; revising requirements for the legislative ex officio members of the commission; specifying terms of office; amending s. 370.20, F.S., relating to the Gulf States Marine Fisheries Commission; revising requirements for the legislative ex officio members of the commission; specifying terms of office; amending s. 373.0693, F.S.; clarifying terms of office for members of basin boards within the water man-

agement districts; amending s. 380.504, F.S., relating to terms of members of the Florida Communities Trust within the Department of Community Affairs; deleting obsolete provisions; amending s. 404.31, F.S., relating to terms of members of the Southeast Interstate Low-Level Radioactive Waste Management Commission; deleting obsolete provisions; amending s. 447.205, F.S., relating to terms of the Public Employees Relations Commission within the Department of Labor and Employment Security; deleting obsolete provisions; repealing s. 464.0045, F.S., relating to terms of members of the Board of Nursing; amending s. 468.1135, F.S., relating to terms and qualifications of members of the Board of Speech-Language Pathology and Audiology; deleting obsolete provisions; amending s. 468.203, F.S., relating to the practice of occupational therapy; providing a definition; amending s. 468.205, F.S., relating to terms of members of the Board of Occupational Therapy Practice; deleting obsolete provisions; amending s. 468.4315, F.S., relating to terms of members of the Regulatory Council of Community Association Managers; deleting obsolete provisions; amending s. 468.521, F.S., relating to terms of members of the Board of Employee Leasing Companies; deleting obsolete provisions; amending s. 468.605, F.S., relating to terms of the members of the Florida Building Code Administrators and Inspectors Board; deleting obsolete and conflicting provisions; amending s. 468.801, F.S., relating to the terms of members of the Board of Orthotists and Prosthetists; deleting obsolete provisions; amending s. 475.02, F.S., relating to terms of the members of the Florida Real Estate Commission within the Department of Business and Professional Regulation; deleting obsolete provisions; amending s. 475.613, F.S., relating to terms and qualifications of members of the Florida Real Estate Appraisal Board; deleting obsolete provisions; amending s. 476.054, F.S., relating to terms of members of the Barbers' Board; deleting conflicting provisions; amending s. 477.015, F.S., relating to terms of the members of the Board of Cosmetology; deleting a limitation on terms of appointment; amending s. 480.035, F.S., relating to terms of the members of the Board of Massage Therapy; deleting a limitation on terms of appointment; amending s. 483.805, F.S., relating to terms of members of the Board of Clinical Laboratory Personnel; deleting obsolete provisions; amending s. 489.107, F.S., relating to terms of the members of the Construction Industry Licensing Board; deleting a limitation on terms of appointment; amending s. 491.004, F.S., relating to terms of the members of the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling; deleting obsolete provisions; amending s. 497.101, F.S., relating to terms of the members of the Board of Funeral and Cemetery Services; deleting obsolete provisions; amending s. 601.04, F.S., relating to the appointment and terms of members of the Florida Citrus Commission within the Department of Citrus; deleting obsolete provisions; clarifying terms of members following redistricting; amending s. 945.602, F.S., relating to qualifications of the members of the State of Florida Correctional Medical Authority; deleting obsolete provisions; amending ss. 947.01, 947.03, F.S., relating to the appointment and number of members of the Parole Commission; deleting obsolete provisions; repealing s. 947.022, F.S., relating to terms and appointment of members of the Parole Commission; providing an effective date.

—was referred to the Committee on Gubernatorial Appointments and Confirmations.

By Senators Mitchell and Forman—

SB 714—A bill to be entitled An act relating to the Florida World War II Veterans Memorial; providing for the construction of a memorial to the Florida residents who served during World War II; specifying source of moneys; directing the Commission on Veterans' Affairs to cooperate with the Capitol Center Planning Commission to report on the cost and appropriate location of the memorial; directing the Governor to arrange for an appropriate ceremony; providing a contingent effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

By Senators Mitchell, Forman, Clary and Dyer—

SB 716—A bill to be entitled An act relating to trust funds; creating the Florida World War II Veterans Memorial Matching Trust Fund within the Department of Veterans' Affairs; 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.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

By Senator Forman—

SB 718—A bill to be entitled An act relating to gasoline sales; amending s. 526.141, F.S.; requiring attendants at certain service stations to pump gasoline for certain persons transporting children; providing an effective date.

—was referred to the Committee on Agriculture and Consumer Services.

By Senator Forman—

SB 720—A bill to be entitled An act relating to opticianry; amending s. 484.013, F.S.; authorizing an optician to determine the refractive powers of the human eyes under the direct supervision of a licensed ophthalmologist; providing a penalty; providing an effective date.

—was referred to the Committee on Health, Aging and Long-Term Care.

By Senator Silver—

SB 722—A bill to be entitled An act relating to the offense of assuming the identity of another person; providing that it is a third-degree felony to knowingly assume the name, birth date, or social security number of another person for an unlawful purpose or for the purpose of causing a loss; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Silver—

SB 724—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.055, F.S.; requiring that a judge of compensation claims who is a member of the Florida Retirement System participate in the Senior Management Service Class unless such judge elects to participate in the Senior Management Service Optional Annuity Program; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Silver—

SB 726—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.06, F.S.; providing definitions; authorizing the designation of seaport duty-free zones by counties that contain certain deepwater ports; providing an exemption from the sales and use tax for certain items purchased within a seaport duty-free zone by passengers on a sea cruise ship who reside outside this state; providing procedures; providing penalties for making a fraudulent statement for the purpose of tax evasion; providing for inapplicability of the exemption to certain commodities; providing penalties for failing to remove property from the state if the tax was not paid; authorizing a business that operates a sea cruise ship to issue cruise arrival-departure cards; requiring records to be kept; providing a mandatory fine for issuing a false or fraudulent arrival-departure card for the purpose of tax evasion; providing an effective date.

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

By Senator Sullivan—

SB 728—A bill to be entitled An act relating to watersports; amending s. 327.37, F.S.; providing safety rules for towing parasails from vessels; prescribing safety regulations for persons engaged in waterskiing, parasailing, aquaplaning, or similar activities; prohibiting parasailing or operating a boat towing a parasail in specified waters; providing an effective date.

—was referred to the Committee on Natural Resources.

By Senator Meek—

SB 730—A bill to be entitled An act relating to criminal justice information; amending s. 943.053, F.S.; providing each office of the Public Defender on-line access to criminal records which are not exempt from disclosure and not confidential under law; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senators Horne and Kirkpatrick—

SB 732—A bill to be entitled An act relating to local government finance; amending s. 212.055, F.S.; authorizing charter counties and counties as defined in s. 125.011, F.S., to use the proceeds of local government infrastructure surtax revenues and interest thereon to retire or service indebtedness incurred for certain bonds and to refund bonds issued after a specified date; ratifying any use of such proceeds or interest for purposes of retiring or servicing indebtedness incurred before the effective date of this act for refunding certain bonds; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Resource.

By Senator Brown-Waite—

SB 734—A bill to be entitled An act relating to state correctional facilities; creating s. 386.213, F.S.; providing legislative intent; requiring the Department of Corrections and private vendors operating state correctional facilities to make smoking-cessation assistance available to inmates; requiring full implementation of the act by a specified date; providing definitions; prohibiting an inmate within a state correctional facility from using tobacco products in prohibited areas; prohibiting employees or visitors from using tobacco products in prohibited areas; providing penalties; authorizing the department to adopt rules; amending s. 386.203 (1), F.S.; adding state correctional facilities to the definition of public place; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Bronson—

SB 736—A bill to be entitled An act relating to environmental mitigation; amending s. 373.4137, F.S.; providing for the admissibility of specified costs in cases involving Department of Transportation mitigation projects; providing an effective date.

—was referred to the Committees on Transportation and Fiscal Policy.

By Senator Campbell—

SB 738—A bill to be entitled An act relating to arrests; amending s. 901.02, F.S., relating to issuance of arrest warrants; providing that the court may issue a warrant for the defendant's arrest which provides for the defendant's release upon his or her own recognizance under specified circumstances when a complaint has been filed charging the commission of a misdemeanor only and the summons issued to the defendant is

returned unserved; creating s. 901.36, F.S.; prohibiting a person who has been arrested or lawfully detained by a law enforcement officer from giving a false name or otherwise falsely identifying himself or herself to the law enforcement officer or county jail personnel; providing penalties; prohibiting a person who has been arrested or lawfully detained by a law enforcement officer from adversely affecting another person by giving a false name belonging to another person or otherwise falsely identifying himself or herself to the law enforcement officer or county jail personnel; providing penalties; permitting the adversely affected person to obtain court orders to correct public records under specified circumstances; authorizing issuance of such court orders by the sentencing court; providing for restitution orders; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Campbell—

SB 740—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; repealing 95.11(5)(c), F.S., relating to the statute of limitations with respect to bulk transfers; providing an effective date.

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

By Senator Campbell—

SB 742—A bill to be entitled An act relating to the Florida Civil Rights Act; amending s. 760.02, F.S.; redefining the term “employer”; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Commerce and Economic Opportunities.

By Senator Campbell—

SB 744—A bill to be entitled An act relating to restitution; amending s. 775.089, F.S.; specifying retention of jurisdiction by county courts to enforce restitution under certain circumstances; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Grant—

SB 746—A bill to be entitled An act relating to title insurance; amending ss. 624.509, 626.841, 626.8411, 626.9541, 627.7711, 627.777, 627.7773, 627.7776, 627.780, 627.783, 627.7831, 627.784, 627.7841, 627.7842, 627.7845, 627.786, 627.791, and 627.792, F.S.; revising and clarifying application of provisions relating to title insurance agents, policies, premiums, rates, contracts, charges, and practices; amending s. 627.7711, F.S.; revising definitions; amending s. 627.782, F.S.; providing a limitation on payment of portions of premiums for primary title services; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senators Diaz-Balart, Horne, Silver and Meek—

SB 748—A bill to be entitled An act relating to pretrial detention; amending s. 907.041, F.S.; permitting the court to order pretrial detention under specified circumstances when it finds a substantial probability that a defendant committed the charged crime of DUI manslaughter as defined by s. 316.193, F.S., relating to driving under the influence, and that the defendant poses the threat of harm to the community; specifying certain conditions that would support a finding that the defendant poses the threat of harm to the community; reenacting s. 790.065(2)(c), F.S., relating to sale and delivery of firearms, s. 943.0585, F.S., relating to court-ordered expunction of criminal history records, and s. 943.059, F.S., relating to court-ordered sealing of criminal history records, to incorporate such amendment in references; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Forman—

SB 750—A bill to be entitled An act relating to child care facilities; creating the “Jeremy Fiedelholz Safe Day Care Act”; amending s. 402.319, F.S.; providing a penalty for making misrepresentations to certain persons regarding licensure or operation of a child care facility or family day care home; providing a penalty for negligence or intentional act and the parent or guardian relied on a misrepresentation; amending s. 921.0022, F.S.; providing for ranking of violations on the offense severity ranking chart; providing an effective date.

—was referred to the Committees on Children and Families; and Fiscal Policy.

By the Committee on Ethics and Elections; and Senators Saunders, Carlton, Meek, Hargrett, Sebesta, Kirkpatrick and Rossin—

SB 752—A bill to be entitled An act relating to elections; creating s. 99.063, F.S.; providing for the designation of candidates for Lieutenant Governor; providing requirements and time for qualifying for such office; providing for ballot language on primary election ballots if the candidate for Lieutenant Governor has not been designated by a time certain; repealing s. 99.092(3), F.S., and amending ss. 99.095, 99.0955 and 101.62, F.S.; conforming provisions; amending s. 100.111, F.S.; allowing a candidate who has qualified for public office who has withdrawn or been eliminated to be designated as a candidate for Lieutenant Governor; amending s. 102.112, F.S.; revising the time for submission of county returns to the Department of State; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By the Committee on Ethics and Elections; and Senators Carlton, Meek, Hargrett, Sebesta, Kirkpatrick and Rossin—

SB 754—A bill to be entitled An act relating to elections; amending s. 99.095, F.S.; modifying the requirements for the alternative method of qualifying; amending s. 99.0955, F.S.; modifying the requirements for a candidate with no party affiliation to obtain ballot position; amending s. 99.096, F.S.; modifying the requirements for a minor party candidate to obtain ballot position; amending s. 99.09651, F.S.; modifying the petition requirements in a year of apportionment; amending s. 103.021, F.S.; modifying the requirements for certain minor parties to have the names of their candidates for President and Vice President printed on the ballot; amending s. 99.097, F.S.; allowing minor party candidates to have petitions verified at no charge; amending s. 105.035, F.S.; modifying the requirements for the alternative method of qualifying for judicial candidates; amending ss. 99.021, 99.061, 99.092, 99.0965, 100.111, 100.141, 101.151, 101.191, 101.251, 101.5606, 106.143, F.S., to conform; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By the Committee on Ethics and Elections; and Senators Carlton, Meek, Hargrett, Sebesta, Kirkpatrick and Rossin—

SB 756—A bill to be entitled An act relating to elections; amending s. 230.10, F.S.; providing for the election of school board members in a nonpartisan election; amending s. 105.031, F.S.; providing for qualifying for nonpartisan office; amending s. 105.035, F.S.; providing an alternative method of qualifying for nonpartisan candidates; eliminating the requirement for an undue burden oath; amending s. 105.041, F.S.; revising ballots for nonpartisan candidates; amending s. 105.051, F.S.; providing for determination of election for nonpartisan candidates; amending s. 105.061, F.S.; providing for the electors that are eligible to vote for nonpartisan candidates; amending s. 105.08, F.S.; providing for reporting of contributions and expenditures for nonpartisan candidates; amending ss. 99.061, 101.141, 101.151, 101.251, 230.061, 230.105, F.S.; conforming provisions; repealing s. 105.09, F.S., relating to endorsement of judicial candidates by partisan organizations; repealing s. 230.08, F.S., relating to nomination of candidates for school board; amending s. 228.053, F.S.; correcting a cross-reference; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator Forman—

SJR 758—Senate Joint Resolution No. ____ A joint resolution proposing an amendment to Section 8 of Article V of the State Constitution, relating to eligibility for judicial office, to increase the age beyond which a justice or judge may not serve, except on temporary assignment or to complete a term, from 70 to 75.

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

By Senator Grant—

SB 760—A bill to be entitled An act relating to administrative fines; providing for deposit of fines collected by executive-branch agencies to be deposited into the General Revenue Fund; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Geller—

SB 762—A bill to be entitled An act relating to thoroughbred racing; amending ss. 550.0951, 550.09514, F.S.; reducing the tax on handle for permitholders to 1 percent; providing an effective date.

—was referred to the Committees on Regulated Industries and Fiscal Resource.

By Senator Geller—

SB 764—A bill to be entitled An act relating to greyhound racing; amending ss. 550.0951, 550.09514, F.S.; reducing the tax on handle for permitholders from 7.6 percent to 5 percent; providing an effective date.

—was referred to the Committees on Regulated Industries and Fiscal Resource.

By Senator Geller—

SB 766—A bill to be entitled An act relating to education; providing legislative intent; amending s. 24.121, F.S.; providing for a portion of lottery revenues to be used for the Teacher Learning Enhancement and Assistance Program; creating s. 236.1222, F.S.; creating the Teacher Learning Enhancement and Assistance Program; providing definitions; providing for appropriations and deposit of funds; providing for use of funds; providing an effective date.

—was referred to the Committees on Fiscal Resource and Education.

By Senators Clary and Cowin—

SB 768—A bill to be entitled An act relating to community colleges; requiring each community college to determine the number of matriculated, degree-seeking students enrolled at the community college; providing requirements for classifying a student as matriculated and degree-seeking; requiring a report to the Department of Education; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senators Horne, Dawson-White, Gutman, Diaz-Balart, Forman, Holzendorf, Kirkpatrick, Childers, Casas, Bronson, Rossin, Meek and Myers—

SB 770—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.05, F.S.; reducing the rate of the tax on charges for telecommunication service and for electrical power or energy; amending s. 212.12, F.S., to conform; providing an effective date.

—was referred to the Committees on Fiscal Resource and Regulated Industries.

By Senator Rossin—

SB 772—A bill to be entitled An act relating to robbery; amending s. 812.13, F.S.; redefining the offense of robbery to include robbery by sudden snatching; defining "sudden snatching"; providing for reclassification of the offense to a higher degree under specified circumstances when the offender carried a firearm or other deadly weapon; providing penalties; amending s. 921.0022, F.S.; providing for ranking of robbery by sudden snatching within the level 5 category of the offense severity ranking chart; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senators Holzendorf, Hargrett, Dawson-White, Meek and Jones—

SB 774—A bill to be entitled An act relating to postsecondary education; creating s. 240.64, F.S.; authorizing a college of law under the auspices of Florida Agricultural and Mechanical University; providing authority to accept grants and other available funds; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senators Bronson and Kirkpatrick—

SB 776—A bill to be entitled An act relating to sport shooting ranges; providing definitions; providing exemption from civil liability and criminal prosecution for owners and users of sport shooting ranges with respect to noise pollution resulting from the operation of the range under certain circumstances; exempting sport shooting ranges from specified rules; prohibiting certain nuisance actions against sport shooting ranges; providing for the continued operation of sport shooting ranges under specified circumstances; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Judiciary.

By Senator McKay—

SCR 778—Senate Concurrent Resolution No. ____ A concurrent resolution amending Joint Rule 2 of the Joint Rules of the Legislature.

—was referred to the Committee on Rules and Calendar.

By the Committee on Agriculture and Consumer Services—

SB 780—A bill to be entitled An act relating to wildfires; amending s. 590.01, F.S.; providing the Division of Forestry of the Department of Agriculture and Consumer Services with the responsibility to prevent, detect, and suppress wildfires; creating s. 590.015, F.S.; defining terms; amending s. 590.02, F.S.; authorizing the division to appoint additional personnel to fight wildfires; providing for wildfire training and fire management and emergency response assistance; providing for the Florida Center for Wildfire and Forest Resource Management Training; providing for fees for the operation of the center; creating an advisory committee; amending s. 590.081, F.S.; prohibiting burning in severe drought conditions without permission; amending s. 590.082, F.S.; providing a penalty for certain travel through hazardous areas; amending s. 590.091, F.S.; providing for designation of railroad rights-of-way in wildfire areas; amending s. 590.10, F.S.; providing a penalty for the disposal of lighted substances; amending s. 590.11, F.S.; providing restrictions on recreation fires; creating s. 590.125, F.S.; providing conditions for non-certified burning and certified prescribed burning; amending s. 590.13, F.S.; providing for civil liability; amending s. 590.14, F.S.; authorizing the division to issue warning citations; providing for a notice of violation; providing for the recovery of other agency costs; amending s. 590.16, F.S.; providing for discretionary rewards; amending s. 590.25, F.S.; providing a penalty for obstructing the extinguishing of wildfires; amending s. 590.27, F.S.; correcting an organizational reference; amending s. 590.28, F.S.; providing penalties for the careless or intentional burning of wild lands; amending s. 590.29, F.S.; providing a penalty for the illegal possession of incendiary devices; amending ss. 590.33, 590.34, 590.42, F.S.; correcting organizational references; repealing s. 590.025, F.S., which provides for control burning; repealing s. 590.026, F.S., which provides for prescribed burning; repealing s. 590.03, F.S., which provides for fire wardens; repealing s. 590.04, F.S., which provides for the organization of districts; repealing s. 590.05, F.S., which provides for road crews to extinguish fires; repealing s. 590.06, F.S., which provides for rules for road crews; repealing s. 590.07, F.S., which provides for a penalty; repealing s. 590.08, F.S., which provides for the unlawful burning of lands; repealing s. 590.09, F.S., which provides for setting fires on rights-of-way; repealing s. 590.12, F.S., which provides for unlawful burning; repealing s. 590.30 F.S., which provides for penalties; providing an effective date.

—was referred to the Committees on Agriculture and Consumer Services; and Fiscal Policy.

By Senator Casas—

SB 782—A bill to be entitled An act relating to transportation; expressing the legislative intent to modify laws relating to transportation; providing an effective date.

—was referred to the Committees on Transportation and Fiscal Policy.

By Senator Casas—

SB 784—A bill to be entitled An act relating to transportation; expressing the legislative intent to modify laws relating to transportation; providing an effective date.

—was referred to the Committees on Transportation and Fiscal Policy.

By Senator Casas—

SB 786—A bill to be entitled An act relating to transportation; expressing the legislative intent to modify laws relating to transportation; providing an effective date.

—was referred to the Committees on Transportation and Fiscal Policy.

By Senator Casas—

SB 788—A bill to be entitled An act relating to transportation; expressing the legislative intent to modify laws relating to transportation; providing an effective date.

—was referred to the Committees on Transportation and Fiscal Policy.

By Senator Casas—

SB 790—A bill to be entitled An act relating to highway safety; expressing the legislative intent to modify laws relating to highway safety; providing an effective date.

—was referred to the Committees on Transportation and Fiscal Policy.

By Senator Casas—

SB 792—A bill to be entitled An act relating to highway safety; expressing the legislative intent to modify laws relating to highway safety; providing an effective date.

—was referred to the Committees on Transportation and Fiscal Policy.

By Senator Casas—

SB 794—A bill to be entitled An act relating to highway safety; expressing the legislative intent to modify laws relating to highway safety; providing an effective date.

—was referred to the Committees on Transportation and Fiscal Policy.

By Senator Casas—

SB 796—A bill to be entitled An act relating to highway safety; expressing the legislative intent to modify laws relating to highway safety; providing an effective date.

—was referred to the Committees on Transportation and Fiscal Policy.

By Senator Casas—

SB 798—A bill to be entitled An act relating to transportation with respect to economic development; expressing the legislative intent to revise laws relating to transportation with respect to economic development; providing an effective date.

—was referred to the Committees on Transportation and Fiscal Policy.

By Senators Thomas, Childers and Mitchell—

SB 800—A bill to be entitled An act relating to the state group insurance program; amending s. 110.123, F.S.; requiring the state group insurance plan to provide an enrollee with continued access to a treating health care provider who loses provider status under the program; providing limitations; providing applicability; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Banking and Insurance; and Fiscal Policy.

By Senator McKay—

SB 802—A bill to be entitled An act relating to education; amending s. 231.40, F.S.; providing for payment into pretax annuities for accumulated sick leave to certain employees of district school systems; limiting the amount of pay certain employees of district school systems may

receive for unused sick leave upon termination of employment; amending s. 231.481, F.S.; limiting the amount of pay certain employees of district school systems may earn for unused vacation leave upon termination of employment; amending s. 240.343, F.S.; providing for community college district boards of trustees to adopt rules allowing payment for unused sick leave into pretax annuities; limiting the amount of pay certain employees of community college districts may receive for unused sick leave upon termination of employment; providing an effective date.

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

By Senator Gutman—

SB 804—A bill to be entitled An act relating to contingency fees; limiting fees that attorneys may charge on a contingency basis with respect to certain cases; providing criminal penalties; amending s. 11.047, F.S.; prohibiting contingency fees with respect to claim bills; providing an effective date.

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

By Senators Brown-Waite, Campbell, Mitchell, Grant, Forman, Casas, Sullivan and Latvala—

SB 806—A bill to be entitled An act relating to taxpayers' rights; creating s. 213.023, F.S.; requiring the Department of Revenue to respond in writing to taxpayers' questions within a specified period; requiring the department to maintain a log of questions and responses; providing that a taxpayer may rely on a written response; prohibiting imposition of tax, interest, or penalty in specified circumstances; amending s. 213.015, F.S.; adding a cross-reference; providing an effective date.

—was referred to the Committee on Fiscal Resource.

By Senator Diaz-Balart—

SB 808—A bill to be entitled An act relating to child support enforcement; amending s. 409.2558, F.S.; providing for review of agency action and for overpayment recovery; authorizing the Department of Revenue to adopt rules; amending s. 409.2558, F.S.; providing for the department to redirect child support payments to the appropriate caretaker relative; amending s. 409.2561, F.S.; providing that the court shall establish liability of an obligor in compliance with the child support guidelines; deleting an obsolete reference; amending s. 409.2564, F.S.; providing for department authority associated with subpoenas; providing for a fine; amending s. 409.25641, F.S.; providing that the term automated administrative enforcement is defined under the Social Security Act; amending s. 409.25656, F.S.; providing that an obligor may consent in writing to a levy; amending s. 409.25657, F.S.; providing that the department shall coordinate with the Federal Parent Locator Service, where applicable, to develop and operate a data match system; providing that the financial institution is required to provide an average daily balance; amending s. 409.2577, F.S.; deleting a redundant statement; providing for appropriations; providing an effective date.

—was referred to the Committees on Children and Families; and Fiscal Policy.

By Senator Lee—

SB 810—A bill to be entitled An act relating to public property and publicly owned buildings; amending s. 255.05, F.S.; specifying conditions under which suits may be brought by and against a public authority with respect to specified public works projects; providing for rights, obligations, remedies, and defenses of the public authority and the contractor; excluding specified basis of liability; providing for construction of the act;

limiting extent of liability for any employee or agent of the public authority; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Lee—

SB 812—A bill to be entitled An act relating to pharmacy practice; amending s. 465.003, F.S.; defining the term "data communication device"; revising the definition of the term "practice of the profession of pharmacy"; amending s. 465.016, F.S.; authorizing the redispensing of unused or returned unit-dose medication by correctional facilities under certain conditions; providing a ground for which a pharmacist may be subject to discipline by the Board of Pharmacy; amending s. 465.017, F.S.; providing additional persons to whom and entities to which records relating to the filling of prescriptions and the dispensing of medicinal drugs that are maintained by a pharmacy may be furnished; specifying authorized uses of patient records by pharmacy owners; providing restrictions on such records when transmitted through a data communication device; amending ss. 465.014, 465.015, 465.0196, 468.812, 499.003, F.S.; conforming cross-references; amending s. 499.012, F.S.; redefining the term "wholesale distribution," relating to the distribution of prescription drugs, to provide for the exclusion of certain activities; creating s. 499.072, F.S.; creating the Drug Regulation Advisory Group; providing membership; providing terms of office; providing for meetings, for reimbursement of expenses, and for purposes and duties of the group; authorizing the Department of Health to publish compliance policy guidelines that include recommendations of the group; providing effective dates.

—was referred to the Committees on Health, Aging and Long-Term Care; and Fiscal Policy.

By Senators Saunders, Latvala, Webster, McKay, Carlton, Cowin, Kurth, Brown-Waite, Bronson and Sebesta—

SB 814—A bill to be entitled An act relating to residential property; amending s. 849.085, F.S.; authorizing certain penny-ante games to be conducted in common areas of a cooperative; amending s. 849.0931, F.S.; authorizing bingo games to be conducted by cooperative associations; amending s. 719.103, F.S.; defining the terms "special assessment," "voting certificate," and "voting interests" for purposes of regulation of cooperatives; amending s. 719.1035, F.S.; providing legal effect of cooperative documents; amending s. 719.104, F.S.; providing guidelines for investment of cooperative association funds; providing for granting, modifying, or moving easements; amending s. 719.1055, F.S.; changing the voting requirement for modifying cooperative documents; prescribing requirements for such amendments; amending s. 719.106, F.S.; authorizing insurance in lieu of fidelity bonding; providing standards for such insurance or bonds; creating s. 719.115, F.S.; providing limitation of unit owners' liability; creating s. 719.116, F.S.; declaring cooperatives to be residential property; amending ss. 607.0802, 617.0802, F.S.; providing eligibility of certain trust grantors or beneficiaries to serve on condominium, cooperative, homeowners', or mobile homeowners' association boards of directors; amending s. 617.301, F.S.; redefining the term "homeowners' association," for purposes of the regulation thereof, to include corporations responsible for the operation of a mobile home subdivision; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senator Saunders—

SB 816—A bill to be entitled An act relating to motor vehicle registration; amending s. 320.02, F.S.; providing that the form for motor vehicle registration and renewal must include language permitting a voluntary contribution to the Florida Mothers Against Drunk Driving, Inc.; providing for the distribution of such contributions; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Sullivan—

SB 818—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.0515, F.S.; revising the calculation of taxes on food, beverages, and other items of tangible personal property sold from vending machines; eliminating the requirement for a certificate; eliminating a monetary penalty; providing an effective date.

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

By Senator Gutman—

SB 820—A bill to be entitled An act relating to public exhibition of violent video games; providing a short title; providing definitions; prohibiting the public showing, display, or other exhibition of video games containing graphic violence in specified places; prohibiting a person who operates a place of business where video games containing graphic violence are shown, displayed, or exhibited from knowingly permitting or allowing any person under 18 years of age to patronize, visit, or loiter in such place of business; providing penalties; providing for deposit of fines in the Public Medical Assistance Trust Fund for use for a certain purpose; providing for proof of age to be required of a prospective video game observer at the place of business; providing a defense to prosecution under specified provisions; providing that a person who operates such place of business may seek a declaratory judgment from a court of appropriate jurisdiction on whether a video game contains graphic violence; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Carlton—

SB 822—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 is vested in the applicable house in accordance with its rules; providing applicability to certain primary elections; providing an effective date.

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

By Senator Horne—

SB 824—A bill to be entitled An act relating to driving under the influence; amending s. 316.193, F.S.; providing that a third or subsequent conviction for driving under the influence is a third-degree felony; increasing the fines and penalties imposed for such offense; amending s. 921.0022, F.S.; conforming provisions in the sentencing guidelines; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Scott—

SB 826—A bill to be entitled An act relating to corporations; amending s. 607.0722, F.S.; providing alternative methods of appointing proxies by shareholders; amending s. 607.11045, F.S.; clarifying provisions relating to the conversion of shares in certain internal mergers of corporations; providing an effective date.

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

By Senators Kurth, Saunders and Dyer—

SB 828—A bill to be entitled An act relating to ad valorem taxation; providing for abatement of taxes upon destruction or damage to houses or other residential buildings or structures as a result of natural disasters; providing procedures; providing definitions; providing for retroactivity; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Resource.

By Senator Geller—

SB 830—A bill to be entitled An act relating to privileged communications between parent and child; creating s. 90.5045, F.S.; providing for a parent-child privilege pursuant to which the parent or child may refuse to disclose, or prevent another from disclosing, certain communications intended to be made in confidence between the parent and the child; providing for the privilege to be claimed by the child or parent, or the child's or parent's guardian or conservator; providing a legal presumption for authority to claim the privilege absent contrary evidence; providing that there is no parent-child privilege in certain legal proceedings brought against a family member by or on behalf of another family member, in prosecutions or other criminal proceedings involving commission of a crime or delinquent act or in investigations of murder or sexual battery, or in certain matters involving the Department of Juvenile Justice or Department of Children and Family Services; providing for waiver of the privilege; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Laurent—

SB 832—A bill to be entitled An act relating to education; creating a pilot program to extend the school calendar for students in Polk County; requiring additional training days for teachers; requiring evaluations and reports to legislative officers; providing an appropriation; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By the Committee on Health, Aging and Long-Term Care—

SB 834—A bill to be entitled An act relating to nursing homes; amending s. 400.0060, F.S.; providing definitions relating to the Long-Term Care Ombudsman Program; defining the term "conflict of interest"; amending s. 400.0061, F.S.; providing for inspections of long-term care facilities rather than administrative inspections; amending s. 400.0065, F.S.; conforming provisions to reflect the transfer of regulatory authority from the Department of Health and Rehabilitative Services to the Department of Children and Family Services; revising provisions that prohibit certain conduct that could create a conflict of interest; amending s. 400.0067, F.S., relating to the State Long-Term Care Ombudsman Council; conforming provisions to reflect the transfer of regulatory authority; conforming provisions to a change in inspection requirements for long-term care facilities; revising requirements for contents of the annual report prepared by the council; deleting obsolete dates; deleting obsolete provisions with respect to the initial appointments to the council; amending s. 400.0069, F.S., relating to district long-term care ombudsman councils; revising provisions to reflect the transfer of regula-

tory authority; conforming provisions to a change in inspection requirements for long-term care facilities; expanding the authority for ombudsman to review personal property and money accounts of residents of long-term care facilities; providing for state agencies to require the attendance of agency representatives at council meetings when requested; amending s. 400.0071, F.S., relating to complaint procedures; deleting obsolete provisions; amending s. 400.0073, F.S.; clarifying requirements for inspections of long-term care facilities by a district ombudsman council; requiring the district ombudsman to report to the adult protective services program actions or conduct of a long-term care facility which threatens a resident of the facility; amending s. 400.0075, F.S.; requiring that the district ombudsman council seek certain remedies upon determining that a resident of a long-term care facility is in imminent danger; requiring that the district ombudsman council refer certain complaints to the Agency for Health Care Administration; requiring that the agency immediately investigate certain complaints; providing for the state ombudsman council to publicize certain recommendations and administrative actions; deleting obsolete provisions; providing for certain complaints to be referred to the Medicaid Fraud Control Unit of the Office of the Attorney General; amending s. 400.0081, F.S.; providing for the state long-term care ombudsman and state and district ombudsman council members to have access to certain records of a long-term care facility; amending s. 400.0089, F.S., relating to agency reports; conforming provisions to reflect the transfer of regulatory authority; amending s. 400.0091, F.S., relating to the training of ombudsman employees; deleting an obsolete date; amending s. 400.021, F.S.; redefining the term "department" to reflect the transfer of regulatory authority from the Department of Health and Rehabilitative Services to the Department of Children and Family Services; amending s. 400.022, F.S., relating to rights of nursing home residents; conforming provisions; requiring written notice before a room change; authorizing a room change without written notice to a resident for medically necessary care following consultation with the medical director of the facility or the resident's attending physician; providing for the resident to refuse a room change for medically necessary care; conforming a cross-reference; amending s. 400.0255, F.S.; defining the terms "discharge" and "transfer"; requiring that nursing homes comply with certain discharge or transfer procedures; requiring the nursing home administrator or a designee of the administrator to sign notices of discharge or transfer; requiring that a facility notify the Agency for Health Care Administration when certain conditions in the facility necessitate the discharge or transfer of a resident; requiring that the agency conduct an onsite inspection of the facility under certain circumstances; requiring the agency to develop a standard, uniform document for notifying residents of a discharge or transfer; providing for a nursing home resident to request a local district ombudsman to review any notice of discharge or transfer given to the resident; requiring that the local district ombudsman review a notice of discharge or transfer within a specified time when review is requested; requiring the nursing home administrator, or a designee of the administrator, to forward a resident's request for review of a discharge or transfer notice to an ombudsman within a specified time; providing for tolling of the advance notice period; providing for notice of emergency discharge or transfer to be given to the resident and local district ombudsman; requiring review within a specified time by local district ombudsmen of emergency discharge or transfer; authorizing local district ombudsmen to conduct private, informal conversations with residents notified of discharge or transfer and with their family members, legal guardians, or designees; amending s. 468.1755, F.S., relating to disciplinary proceedings for nursing home administrators; providing for disciplining an administrator for authorizing a discharge or transfer of a nursing home resident for a reason other than those specified in law; amending ss. 394.4625, 468.1756, F.S., relating to certain admissions to a mental health facility and a statute of limitations; conforming cross-references to changes made by the act; providing an appropriation; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Fiscal Policy.

By Senator McKay—

SB 836—A bill to be entitled An act relating to the official Florida Statutes; amending ss. 11.2421, 11.2422, 11.2424, and 11.2425, Florida Statutes; adopting the Florida Statutes 1999 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 1999 shall be effective immediately upon publication; providing that general laws enacted during the 1997 regular

session and prior thereto and not included in the Florida Statutes 1999 are repealed; providing that general laws enacted during the November 1997 special session, the 1998 regular session, and the 1999 regular session are not repealed by this adoption act.

—was referred to the Committee on Rules and Calendar.

By Senator McKay—

SB 838—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 11.149, 11.242, 11.46, 15.182, 20.19, 20.22, 20.23, 20.315, 20.316, 27.0055, 27.365, 27.702, 28.101, 34.201, 39.01, 39.0132, 39.3031, 39.503, 39.821, 49.011, 50.011, 50.031, 50.051, 63.0427, 63.162, 72.011, 90.4025, 90.953, 92.53, 97.1031, 101.62, 101.65, 104.047, 106.082, 110.112, 110.123, 112.19, 112.191, 112.215, 112.3135, 112.3143, 112.352, 112.361, 120.57, 120.595, 120.81, 121.011, 121.021, 121.046, 121.051, 121.091, 121.125, 121.40, 122.03, 125.0104, 154.503, 161.36, 163.01, 163.03, 163.360, 166.231, 175.021, 175.071, 185.06, 186.001, 186.003, 186.006, 186.505, 199.023, 206.97, 206.9915, 212.06, 212.08, 212.12, 212.20, 213.05, 213.053, 215.32, 215.58, 215.96, 216.0315, 216.136, 216.181, 216.236, 216.237, 216.346, 218.21, 218.65, 220.02, 228.053, 228.055, 228.0565, 229.593, 230.2305, 231.261, 232.246, 233.17, 235.05, 235.2197, 235.435, 236.08107, 236.1228, and 236.685, Florida Statutes; reenacting and amending s. 117.05(5), Florida Statutes; and reenacting ss. 90.503(1), 112.313(9), 197.222(1), and 206.59(4), Florida Statutes, pursuant to s. 11.242, Florida Statutes; deleting provisions which have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; improving the clarity of the statutes and facilitating their correct interpretation; and confirming the restoration of provisions unintentionally omitted from republication in the acts of the Legislature during the amendatory process.

—was referred to the Committee on Rules and Calendar.

By Senator McKay—

SB 840—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 238.06, 240.1161, 240.1201, 240.147, 240.156, 240.20941, 240.2605, 240.275, 240.283, 240.285, 240.311, 240.319, 240.3195, 240.324, 240.331, 240.3315, 240.383, 240.4063, 240.408, 240.414, 240.4145, 240.498, 240.514, 240.551, 240.6054, 240.632, 242.3305, 246.041, 250.46, 252.939, 253.025, 255.05, 259.032, 259.101, 260.016, 270.10, 280.09, 280.11, 281.05, 281.06, 281.07, 281.08, 282.003, 282.005, 282.101, 282.20, 282.22, 282.3031, 282.3041, 282.310, 283.33, 284.31, 287.059, 287.0595, 287.064, 287.09431, 287.133, 287.151, 287.16, 288.039, 288.041, 288.052, 288.1066, 288.108, 288.1169, 288.1185, 288.770, 288.776, 288.853, 288.905, 288.9512, 288.9605, 288.9607, 288.9620, 290.0058, 290.0065, 290.009, 295.07, 295.085, 295.09, 295.14, 296.33, 298.225, 316.003, 316.072, 316.0747, 316.1955, 316.2126, 316.2399, 316.302, 316.515, 316.611, 318.13, 318.14, 318.21, 319.33, 320.03, 320.055, 320.08056, 320.08058, 320.0848, 320.1325, 322.12, 322.121, 322.292, 322.34, 322.57, 323.001, 325.202, 325.212, 327.25, 327.28, 331.303, 331.305, 331.308, 334.03, 336.01, 337.02, 337.023, 337.407, 338.22, 338.221, 338.222, 338.223, 338.225, 338.227, 338.228, 338.229, 338.231, 338.232, 338.239, 339.0805, 339.135, 341.321, 348.0005, 348.242, 349.21, 350.031, 350.0605, 354.01, 364.509, 366.072, 368.061, 370.06, 370.0605, 370.063, 370.0821, 370.12, 370.14, 370.142, 370.1535, 370.154, 372.023, 372.561, 372.57, 372.573, 372.661, 373.036, 373.0691, 373.213, 373.246, 373.414, 373.419, 373.421, 373.4592, 373.59, 373.591, 374.976, 374.983, 375.041, 376.3071, 376.3072, 376.3078, 376.30781, 376.82, 378.901, 380.0555, 380.20, 380.205, 380.22, 381.0014, 381.0035, 381.004, 381.0065, 381.0068, 381.0203, 381.732, 381.733, 382.003, 382.356, 388.4111, 388.46, 390.0111, 390.0112, 393.063, 393.067, 394.4787, 395.002, 395.605, 400.0067, 400.051, 400.063, 400.417, 400.4174, 400.4256, 400.426, 400.427, 400.447, 400.471, 400.6085, 400.618, 400.6196, 402.161, 402.3055, 402.3057, 402.308, and 402.3115, Florida Statutes; reenacting and amending ss. 341.051(5) and 397.405, Florida Statutes; and reenacting ss. 240.2011, 266.0016, 295.11(2), 320.0848(9) and (10), 320.20(2), 328.17(1), 351.03, 351.034, 351.35, 351.36, 351.37, 354.01, 354.02, 354.03, 354.04, 354.05, 354.07, 361.025, 373.197(2), (3), 376.30711(2)(b),

(c), and 377.703(3)(b), (c), (d), (e), (h), (i), (j), (k), (l), and (m), Florida Statutes, pursuant to s. 11.242, Florida Statutes; deleting provisions which have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; improving the clarity of the statutes and facilitating their correct interpretation; and confirming the restoration of provisions unintentionally omitted from republication in the acts of the Legislature during the amendatory process.

—was referred to the Committee on Rules and Calendar.

By Senator McKay—

SB 842—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 403.086, 403.0872, 403.08851, 403.703, 403.705, 403.706, 403.708, 403.715, 403.718, 403.7199, 403.726, 403.788, 403.9415, 404.056, 408.05, 408.061, 408.062, 408.08, 408.7042, 408.904, 409.145, 409.1685, 409.1757, 409.2355, 409.2564, 409.2576, 409.821, 409.905, 409.908, 409.910, 409.9116, 409.912, 411.202, 411.222, 411.232, 411.242, 414.065, 414.105, 415.102, 415.1055, 415.107, 419.001, 420.004, 420.507, 420.525, 420.9072, 421.10, 421.33, 430.502, 435.03, 435.04, 440.02, 440.021, 440.14, 440.15, 440.185, 440.25, 440.38, 440.385, 440.49, 440.51, 442.20, 443.036, 443.041, 443.111, 443.141, 443.151, 443.171, 443.191, 446.22, 446.25, 455.01, 455.5651, 455.5653, 455.5654, 455.607, 455.621, 455.667, 458.311, 458.320, 459.0085, 459.018, 462.14, 466.014, 468.1655, 468.1695, 468.307, 468.505, 468.605, 469.005, 471.045, 473.302, 479.01, 481.222, 483.23, 483.825, 487.048, 489.103, 489.1136, 489.131, 489.133, 489.140, 489.141, 489.519, 489.531, 494.00421, 497.255, 500.03, 501.022, 501.0575, 501.608, 509.032, 509.302, 514.031, 517.021, 517.12, 550.1625, 550.2625, 550.375, 553.06, 553.141, 553.503, 553.506, 553.512, 553.73, 553.74, 559.807, 560.129, 561.1105, 561.20, 578.28, 585.74, 585.91, 589.101, 590.11, 593.111, 601.04, 601.155, 608.402, and 616.242, Florida Statutes; and reenacting ss. 415.1102, 440.191(1), and 483.811(6), Florida Statutes, pursuant to s. 11.242, Florida Statutes; deleting provisions which have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; improving the clarity of the statutes and facilitating their correct interpretation; and confirming the restoration of provisions unintentionally omitted from republication in the acts of the Legislature during the amendatory process.

—was referred to the Committee on Rules and Calendar.

By Senator McKay—

SB 844—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 618.08, 620.78, 620.782, 620.783, 620.7851, 620.786, 620.788, 620.7885, 620.7887, 624.01, 624.123, 624.408, 624.439, 624.461, 624.502, 624.5092, 624.610, 625.52, 626.041, 626.101, 626.9541, 626.9543, 626.973, 627.0612, 627.162, 627.4147, 627.5515, 627.6617, 627.6699, 627.7295, 627.733, 627.848, 627.912, 627.9407, 628.461, 628.4615, 628.6013, 628.6016, 628.6017, 628.721, 629.401, 631.0515, 631.112, 631.57, 631.914, 633.161, 633.72, 641.2018, 641.20185, 641.30, 641.31071, 641.459, 641.495, 641.51, 641.512, 641.515, 658.2953, 658.90, 660.29, 663.02, 663.16, 671.105, 678.1021, 678.5031, 694.14, 697.05, 704.05, 713.01, 713.32, 718.103, 718.111, 719.106, 719.618, 721.84, 723.085, 734.1025, 741.01, 742.107, 743.0645, 743.065, 744.641, 744.704, 765.113, 766.1115, 766.207, 766.304, 766.316, 772.102, 773.02, 773.05, 775.0877, 784.07, 784.075, 790.0655, 794.024, 810.14, 812.014, 828.27, 901.15, 914.16, 914.17, 918.16, 921.0022, 921.0024, 922.095, 943.0435, 943.0585, 943.059, 943.14, 944.10, 944.606, 944.801, 948.01, 948.03, 948.08, 957.04, 960.003, 984.03, 984.226, 985.04, 985.203, 985.227, 985.231, 985.304, 985.31, 985.3141, 985.317, 985.401, 985.404, 985.41, 985.413, and 985.414, Florida Statutes; reenacting and amending ss. 641.3007 and 985.23, Florida Statutes; and reenacting ss. 624.610(3), 626.321(1), 626.730, 626.939, 743.07, 794.011, 831.31, 907.041(4), 925.037(5), 984.03(41), and 985.311(3), Florida Statutes, pursuant to s. 11.242, Florida Statutes; deleting provisions which have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed

or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; improving the clarity of the statutes and facilitating their correct interpretation; and confirming the restoration of provisions unintentionally omitted from republication in the acts of the Legislature during the amendatory process.

—was referred to the Committee on Rules and Calendar.

By Senator McKay—

SB 846—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending s. 44.102, Florida Statutes, and repealing ss. 794.03 and 838.15, Florida Statutes, to conform to judicial decisions holding said provisions or parts thereof unconstitutional.

—was referred to the Committee on Rules and Calendar.

By Senator McKay—

SB 848—A reviser’s bill to be entitled An act relating to the Florida Statutes; repealing ss. 11.42(3)(b)2., 88.011, 88.012, 88.021, 88.031, 88.0405, 88.041, 88.051, 88.0515, 88.061, 88.065, 88.081, 88.091, 88.101, 88.105, 88.111, 88.121, 88.131, 88.141, 88.151, 88.161, 88.171, 88.181, 88.191, 88.193, 88.211, 88.221, 88.231, 88.235, 88.241, 88.251, 88.255, 88.261, 88.271, 88.281, 88.291, 88.295, 88.297, 88.311, 88.321, 88.331, 88.341, 88.345, 88.351, 88.371, 201.131, 212.055(6), 231.1713, 231.601, 240.1201(10)(j), 240.605(5)(c), 253.025(7)(e)4., 259.032(12)(b)3., 287.057(22), 287.073(5), 290.0065(8), 290.0301, 290.0311, 290.032, 290.033, 290.034, 290.035, 290.036, 290.0365, 290.037, 290.038, 290.039, 290.0395, 327.25(13), 372.672(4), 375.041(3)(b), 376.319, 402.3015(10), 403.7195, 487.201, 487.202, 487.203, 487.204, 487.205, 487.206, 487.207, 550.09511(5), 616.261(2), 620.56, 620.565, 620.57, 620.575, 620.58, 620.585, 620.59, 620.595, 620.60, 620.605, 620.61, 620.615, 620.62, 620.625, 620.63, 620.635, 620.64, 620.645, 620.65, 620.655, 620.66, 620.665, 620.67, 620.675, 620.68, 620.685, 620.69, 620.695, 620.70, 620.705, 620.71, 620.715, 620.72, 620.725, 620.73, 620.735, 620.74, 620.745, 620.75, 620.755, 620.76, 620.765, 620.77, 627.09155, and 957.04(8), Florida Statutes, pursuant to s. 11.242, Florida Statutes; all of which provisions have become inoperative by noncurrent repeal or expiration and, pursuant to s. 11.242(5)(b) and (i), may be omitted from the Florida Statutes 1999 only through a reviser’s bill duly enacted by the Legislature.

—was referred to the Committee on Rules and Calendar.

By Senator McKay—

SB 850—A reviser’s bill to be entitled An act relating to the Florida Statutes; repealing ss. 61.181(2)(b)3., 95.11(5)(c), 186.007(5)(c), 206.045(1) and (2), 213.053(7)(k), 230.2306(1)(c), 232.246(6)(c), 239.505(12), 253.7821(2), 255.554, 288.90152, 290.009(4), 316.0747(2), 318.1451(5), 320.073, 322.292(5), 325.217(3), 327.25(12)(d), 339.2405(7)(a)6., 344.29, 369.313(3), 372.025(2)(b) and (d), 373.1965, 373.197(3), 374.976(4), 374.9785, 376.30711(7), 380.05(22)(b), 381.0056(7)(a), 381.0403(5)(b), 381.731(3), 393.002(8), 393.21, 400.702, 402.3026(3), 402.45(11), 403.08735(2), 403.4131(10), 403.7043(5), 403.7061(5), 403.714(2), 403.7191(3)(a), (b), (d), (c), and (8), 403.7192(2)(c), 403.7199(6), 403.722(5)(c) and (d), 409.1673(4)(b), 409.1674, 409.9125, 410.0245(1)(c), 411.222(3)(b), 413.605(5), 414.065(11)(b), 427.705(9), 440.151(1)(e), 446.045(3), 466.004(7), 467.209, 468.354(3)(b), 484.045(3), 509.215(6)(c), 550.09514(2)(e), 560.118(2)(c), 560.122, 590.026(6)(a), 593.114(3), 626.8414(2), 627.311(4)(q), 627.914(6), 636.005(4), 636.013, 636.014, 636.066(2), 678.101, 713.135(2), 721.301(2), 741.31(6), 753.003, 760.85, 760.851, 760.852, 760.853, 796.02, and 985.06(5), Florida Statutes, pursuant to s. 11.242, Florida Statutes; deleting provisions that have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded.

—was referred to the Committee on Rules and Calendar.

By Senator McKay—

SB 852—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 40.011, 45.031, 50.051, 75.11, 83.56, 98.095, 99.021, 101.051, 101.111, 101.47, 101.49, 102.167, 105.031, 106.087, 125.411, 157.31, 196.111, 200.065, 236.32, 255.05, 298.301, 298.77, 372.312, 538.08, 538.24, 568.13, 591.29, 695.031, 709.08, 713.20, 713.22, 713.23, 718.116, 727.111, 765.303, 812.014, 849.38, 921.241, 921.242, and 932.66, Florida Statutes, to revise references to dates reading "19..." in forms in the Florida Statutes in anticipation of the approaching millennium.

—was referred to the Committee on Rules and Calendar.

By Senator McKay—

SB 854—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 20.19, 20.22, 121.021, 121.055, 121.091, 121.35, 210.31, 212.02, 228.0565, 230.23005, 298.301, 322.056, 325.2135, 373.71, 403.0752, 440.442, 447.603, 455.217, 455.507, 455.511, 455.541, 455.561, 455.621, 455.631, 455.687, 481.329, 489.1195, 489.518, 489.553, 493.6305, 501.925, 517.021, 608.4381, 608.4384, 620.202, 620.205, 624.425, 626.321, 626.7355, 626.741, 626.792, 626.9325, 627.70161, 628.721, 631.929, 634.312, 651.114, 667.006, 686.602, 686.604, 686.605, 686.606, 686.611, 686.613, 721.84, 747.051, 916.303, 921.0024, and 985.03, Florida Statutes, to conform to the directive in s. 1, ch. 93-199, Laws of Florida, to remove gender-specific references applicable to human beings from the Florida Statutes without substantive change in legal effect.

—was referred to the Committee on Rules and Calendar.

By Senator McKay—

SB 856—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 11.50, 40.022, 61.13, 61.20, 90.503, 90.6063, 98.093, 110.205, 112.061, 120.80, 125.0109, 125.901, 154.205, 154.245, 166.0445, 186.901, 189.415, 194.013, 196.1975, 205.1965, 215.3208, 216.0172, 216.136, 218.65, 222.21, 228.093, 228.121, 229.8075, 229.832, 230.2305, 230.33, 231.02, 231.381, 232.0315, 232.2481, 232.36, 236.145, 236.602, 238.01, 239.301, 240.5121, 240.514, 240.705, 245.08, 252.35, 252.355, 252.36, 255.565, 284.40, 287.057, 287.155, 288.9620, 288.975, 290.009, 314.05, 316.613, 316.6135, 318.14, 321.19, 322.055, 322.20, 364.510, 370.0605, 370.16, 372.57, 372.6672, 373.309, 376.30, 376.3071, 377.712, 380.05, 380.0555, 381.731, 381.733, 383.0113, 383.335, 383.336, 390.0112, 393.002, 393.063, 393.064, 393.065, 393.066, 393.067, 393.0673, 393.0675, 393.071, 393.075, 393.11, 393.13, 393.15, 393.31, 393.32, 393.502, 393.503, 394.453, 394.457, 394.4615, 394.4781, 394.480, 394.66, 395.002, 395.1027, 395.1055, 395.1065, 395.4025, 397.311, 397.753, 397.754, 397.801, 400.0061, 400.0065, 400.0067, 400.0069, 400.0075, 400.0089, 400.021, 400.022, 400.179, 400.211, 400.23, 400.401, 400.431, 400.434, 400.4415, 400.462, 400.471, 400.914, 402.04, 402.06, 402.07, 402.12, 402.16, 402.165, 402.166, 402.167, 402.17, 402.18, 402.181, 402.19, 402.20, 402.24, 402.27, 402.28, 402.3015, 402.3026, 402.3115, 402.33, 402.35, 402.40, 402.45, 402.49, 402.50, 402.55, 403.061, 403.081, 403.085, 403.086, 403.088, 403.703, 403.7841, 403.786, 403.813, 403.851, 403.852, 403.855, 403.856, 403.858, 403.859, 403.861, 403.862, 403.8635, 403.864, 406.02, 408.033, 408.05, 408.061, 408.20, 408.301, 408.302, 409.166, 409.352, 409.901, 409.910, 409.911, 409.9112, 409.91151, 409.912, 409.914, 409.915, 409.916, 409.919, 409.942, 410.0245, 410.502, 411.224, 411.242, 411.243, 413.031, 415.104, 415.1113, 420.621, 421.10, 427.012, 430.015, 430.04, 435.02, 435.05, 435.08, 440.151, 442.005, 443.036, 446.205, 446.23, 446.25, 446.603, 446.604, 450.191, 450.211, 455.674, 458.3165, 458.331, 459.015, 461.013, 466.023, 467.009, 467.0125, 468.1685, 470.021, 470.025, 470.0301, 487.0615, 489.503, 489.551, 499.003, 499.004, 499.02, 499.022, 499.039, 499.051, 499.601, 499.61, 500.12, 501.001, 509.013, 509.032, 509.251, 509.291, 513.01, 561.121, 561.17, 561.19, 561.29, 570.42, 576.045, 585.15, 585.21, 624.424, 627.429, 627.6418, 627.6613, 627.736, 636.052, 641.22, 641.23, 641.261, 641.3007, 641.405, 641.406, 641.411, 641.412, 641.443, 641.454, 641.455, 651.021, 651.117, 713.77, 741.01, 741.29, 741.32, 742.08, 742.107, 744.474, 765.110, 766.105, 766.1115, 766.305, 766.314, 768.28, 768.76, 775.0877, 775.16, 784.081, 790.157, 790.256, 796.08, 817.505, 873.01, 877.111, 893.02, 893.04, 893.11, 893.12, 893.15, 893.165, 895.09,

938.23, 944.012, 944.024, 944.17, 944.602, 944.706, 945.025, 945.10, 945.12, 945.35, 945.41, 945.47, 945.49, 947.13, 947.146, 947.185, 948.01, 949.02, 951.27, 958.12, and 960.003, Florida Statutes, pursuant to the directive of the Legislature in s. 1, ch. 98-224, Laws of Florida, to make specific changes in terminology to conform the Florida Statutes to the name change of the Department of Health and Rehabilitative Services and the divestiture of programs of the former department to other departments or agencies and to make further changes as necessary to conform the Florida Statutes to the organizational changes effected by previous acts of the Legislature.

—was referred to the Committee on Rules and Calendar.

By Senator McKay—

SB 858—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 121.021, 121.051, 121.052, 121.053, 121.055, 121.091, and 121.122, Florida Statutes, pursuant to the directive in s. 17, ch. 98-413, Laws of Florida, to change "Elected State and County Officers' Class" to "Elected Officers' Class" wherever the same appears in chapter 121.

—was referred to the Committee on Rules and Calendar.

By Senators Saunders, Kurth, Dyer, Mitchell and Geller—

SB 860—A bill to be entitled An act relating to state correctional facilities; creating s. 957.19, F.S.; authorizing the Department of Corrections to submit a bid to the Correctional Privatization Commission to finance, construct, and operate a correctional facility; providing for the department to operate such a facility under the same conditions allowed for a private vendor; requiring that the commission select the lowest cost-responsive bid for such a facility; providing for the department to have sole authority over the operation of the facility if awarded the contract; amending s. 957.03, F.S., relating to the Correctional Privatization Commission; providing additional duties of the commission; providing requirements for the invitations to bid issued by the commission; prohibiting a private vendor, the Department of Corrections, or a state political subdivision from housing out-of-state inmates who have been convicted of certain felonies involving the use or threat of violence; providing an effective date.

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

By the Committee on Fiscal Resource—

SB 862—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.031, F.S.; exempting property used as a travel center/truck stop facility from the tax on the rental or lease of, or grant of a license to use, real property; providing an effective date.

—was referred to the Committees on Fiscal Resource and Transportation.

By the Committee on Natural Resources—

SB 864—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission; amending s. 20.325, F.S.; specifying the divisions in the Fish and Wildlife Conservation Commission; transferring the duties of the Marine Fisheries Commission assigned to the Board of Trustees of the Internal Improvement Trust Fund to the commission; transferring the duties of the Game and Fresh Water Fish Commission to the Fish and Wildlife Conservation Commission; transferring certain duties of the Department of Environmental Protection, Division of Marine Resources and Division of Law Enforcement, to the Fish and Wildlife Conservation Commission; amending s. 20.255, F.S.; specifying the divisions in the Department of Environmental Protection; providing for a transition advisory committee to determine the appropriate number of support service personnel to be transferred; providing for the prepara-

tion of a reviser's bill to conform the Florida Statutes with organizational changes; providing an effective date.

—was referred to the Committees on Natural Resources and Fiscal Policy.

By Senator Lee—

SB 866—A bill to be entitled An act relating to candidates for public office; amending s. 99.012, F.S.; requiring a subordinate officer, deputy sheriff, or police officer seeking public office to resign or take a leave of absence, depending on certain circumstances relating to the office sought; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senators Meek, Kurth and Cowin—

SB 868—A bill to be entitled An act relating to title loan transactions; creating the "Florida Title Loan Act"; providing legislative intent; providing definitions; requiring licensure by the Department of Banking and Finance to be in the business as a title loan lender; providing for fees; providing for eligibility for licensure; providing for application; providing for suspension or revocation of license; providing a fine; providing for a title loan transaction form; providing requirements; providing for redemption of a repossessed motor vehicle under certain circumstances; providing entitlement to certain excess proceeds of a sale or disposal of a motor vehicle; providing for recordkeeping and reporting and safekeeping of property; providing for title loan charges and interest rates; providing a holding period when there is a failure to redeem; providing for the disposal of pledged property; providing for disposition of excess proceeds; prohibiting certain acts; providing for the right to redeem; providing for lost title loan transactions; providing for a title loan lenders lien; providing for criminal penalties; providing for certain records from the Department of Law Enforcement; providing for subpoenas, enforcement of actions, and rules; providing a fine; providing for investigations and complaints; amending ss. 538.03, 538.16, F.S.; deleting provisions relating to title loan transactions; providing for more restrictive local ordinances; providing an appropriation; repealing ss. 538.03(1)(i), 538.06(5), 538.15(4) and (5), F.S., relating to title loan transactions by secondhand dealers; providing effective dates.

—was referred to the Committees on Agriculture and Consumer Services; Banking and Insurance; and Fiscal Policy.

SR 870—Not referenced.

By Senators Latvala, Brown-Waite, Webster, Lee, Sebesta, Saunders, Kurth, Forman, Carlton, Dyer, Diaz-Balart, Cowin, Sullivan and Burt—

SB 872—A bill to be entitled An act relating to hurricane loss mitigation; providing a short title; 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 Comprehensive Planning, Local and Military Affairs; Banking and Insurance; and Fiscal Policy.

By Senator Bronson—

SB 874—A bill to be entitled An act relating to unauthorized transmissions on telecommunications frequencies; amending s. 843.165, F.S.;

prohibiting an unauthorized person from transmitting over a radio frequency assigned to a governmental agency or an emergency medical services provider; providing penalties; providing exceptions; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senators Forman, Scott, Campbell, Klein, Dawson-White and Geller—

SB 876—A bill to be entitled An act relating to building designations; designating the State Veterans' Nursing Home in Pembroke Pines as the Alexander "Sandy" Nininger, Jr. State Veterans' Nursing Home; directing the Department of Veterans' Affairs to erect suitable markers; providing an effective date.

—was referred to the Committee on Comprehensive Planning, Local and Military Affairs.

By Senator Myers—

SB 878—A bill to be entitled An act relating to health care; transferring powers, duties, functions, and funds of the Department of Children and Family Services relating to alcohol, drug abuse, and mental health programs, including mental health institutions, to the Department of Health; authorizing the Department of Health to organize and classify positions transferred; amending s. 20.19, F.S.; removing from the Department of Children and Family Services responsibilities relating to alcohol, drug abuse, and mental health programs; amending s. 20.43, F.S.; establishing within the Department of Health a Division of Mental Health and a Division of Substance Abuse; amending ss. 39.001, 39.502, F.S.; conforming to said transfer provisions relating to services for dependent children; amending ss. 216.0172, 216.136, F.S.; conforming provisions relating to budgetary process; amending s. 322.055, F.S.; conforming provisions relating to driver licenses of drug offenders; amending s. 393.11, F.S.; conforming provisions relating to diagnosis of mental retardation; amending ss. 394.453, 394.455, 394.457, 394.4574, 394.4615, 394.4674, 394.4781, 394.47865, 394.480, 394.493, 394.498, 394.4985, 394.65, 394.66, 394.67, 394.675, 394.73, 394.74, 394.75, 394.76, 394.77, 394.78, 394.79, F.S.; conforming provisions relating to alcohol, drug abuse, and mental health services; amending ss. 397.311, 397.321, 397.481, 397.706, 397.753, 397.754, 397.801, 397.821, 397.901, F.S.; conforming provisions relating to substance abuse programs and services; amending ss. 400.0065, 400.435, 402.165, 402.166, 402.167, 402.175, 402.20, 402.22, 402.33, 408.701, 409.906, F.S.; conforming provisions relating to the State Long-Term Care Ombudsman, the Agency for Health Care Administration, the statewide and district human rights advocacy committees, an umbrella trust fund for developmentally disabled and mentally ill persons, county contracts for mental health services, education programs for students in residential care facilities, and mental health services provided under Medicaid, and relating to departmental authority to charge fees for client services; amending s. 400.4415, F.S.; revising membership on the assisted living facilities advisory committee; amending ss. 411.222, 411.224, 411.232, F.S.; conforming provisions relating to interagency coordination, the family support planning process, and the Children's Early Investment Program; amending s. 414.70, F.S.; conforming provisions relating to a WAGES drug-screening demonstration program; amending s. 458.3165, F.S.; conforming provisions relating to a public psychiatry certificate; amending ss. 561.121, 561.19, F.S.; conforming provisions relating to revenues for alcohol and substance abuse programs; amending ss. 775.16, 877.111, F.S.; conforming provisions relating to rehabilitation of drug offenders; amending s. 817.505, F.S.; conforming provisions relating to a prohibition on patient brokering; amending ss. 893.02, 893.11, 893.12, 893.15, 893.165, F.S.; conforming provisions relating to drug abuse prevention and control; amending s. 895.09, F.S.; conforming provisions relating to disposition of forfeiture funds; amending ss. 916.105, 916.106, 916.107, 916.32, 916.33, 916.37, 916.39, 916.40, 916.49, F.S.; conforming provisions relating to mentally ill and mentally deficient defendants; amending s. 938.23, F.S.; conforming provisions relating to assistance grants for drug abuse programs; amending ss. 944.706, 945.025, 945.12, 945.41, 945.47, 945.49, 947.146, 948.034, F.S.; conforming provisions relating to persons under the jurisdiction of the Department of Corrections; amending ss. 984.225, 985.06, 985.21, 985.223, 985.226, 985.23, 985.233, 985.308,

F.S.; conforming provisions relating to juvenile delinquency; providing for a behavioral health care transition advisory committee; providing membership and duties; establishing a commission on mental health and substance abuse; providing membership and duties; providing for an advisory committee; providing for staff and meetings; authorizing the Department of Health to use unit-costing contract payments; authorizing reimbursement of expenditures for start-up contracts; providing for rules; requiring reports; providing effective dates.

—was referred to the Committees on Health, Aging and Long-Term Care; and Fiscal Policy.

By Senator Myers—

SB 880—A bill to be entitled An act relating to the Department of Health Care; transferring powers, duties, functions, and assets of the Agency for Health Care Administration to the Department of Health Care; amending s. 20.43, F.S.; redesignating the Department of Health as the Department of Health Care; adding to the department a Division of Health Care Administration; providing for the organization and administration of this division; repealing s. 20.42, F.S., relating to the Agency for Health Care Administration; providing for the appointment of and duties for a transition advisory committee; providing for a reviser's bill; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Fiscal Policy.

By Senator Sullivan—

SB 882—A bill to be entitled An act relating to health care contracts; amending s. 627.419, F.S.; requiring certain health insurance policies to pay for the services of advanced registered nurse practitioners; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senators Cowin, Brown-Waite, Clary, McKay and Mitchell—

SB 884—A bill to be entitled An act relating to homestead tax exemptions; amending s. 196.011, F.S.; deleting requirements for social security numbers to be included on applications for homestead exemptions; providing an effective date.

—was referred to the Committee on Fiscal Resource.

By Senator Klein—

SB 886—A bill to be entitled An act relating to economic development; amending s. 15.18, F.S.; providing for coordination of international activities of the Department of State; requiring the Secretary of State to maintain lists relating to foreign money judgments; amending s. 55.604, F.S.; requiring that foreign judgments be filed with the Secretary of State; amending s. 55.605, F.S.; requiring the Secretary of State to create and maintain a specified list relative to foreign money judgments; creating s. 257.34, F.S.; creating the Florida International Archive and Repository; providing requirements for the archive; providing for access to the archive; reviving, reenacting, and amending s. 288.012, F.S., relating to establishment and operation of foreign offices by the Office of Tourism, Trade, and Economic Development; abrogating the repeal of the section; requiring offices to report annually on activities and accomplishments; prescribing the content of the reports; providing for future review of foreign offices; requiring Enterprise Florida, Inc., to develop a master plan for integrating international trade and reverse investment resources; prescribing procedures, content, and a submission deadline related to the plan; requiring Enterprise Florida, Inc., in conjunction with the Office of Tourism, Trade, and Economic Development, to prepare a plan to promote foreign direct investment in Florida; prescribing procedures, content, and a submission deadline related to the plan; requiring Enterprise Florida, Inc., to develop a strategic plan that will allow Florida to capitalize on the economic opportunities associated with

a post-embargo Cuba; amending s. 14.2015, F.S.; revising the reporting requirements of the Office of Tourism, Trade, and Economic Development relating to permits and rules; authorizing the Office of Tourism, Trade, and Economic Development to coordinate establishment of a one-stop permit registry; requiring prompt disbursement of certain funds by the Office of Tourism, Trade, and Economic Development; requiring notification when funds are not timely disbursed; amending ss. 212.097 and 212.098, F.S.; clarifying the definition of an "eligible business" under the Urban High-Crime Area Job Tax Credit Program and the Rural Job Tax Credit Program; providing that certain call centers or similar customer service operations are eligible businesses under these programs; providing that certain retail businesses are eligible businesses under the Urban High-Crime Area Job Tax Credit Program; amending s. 288.075, F.S.; replacing a reference to the Department of Commerce with a reference to the Office of Tourism, Trade, and Economic Development in the definition of "economic development agency" under a provision relating to the confidentiality of certain economic development information; specifying that the prohibition against contracting with entities that have requested confidentiality concerning certain economic development information does not apply to a public officer or employee or an economic development agency employee acting in his or her official capacity; amending s. 288.095, F.S.; establishing a cap on the total amount of the state share of tax refunds which may be approved for a single fiscal year under the tax refund programs for qualified defense contractors, qualified target industry businesses, and brownfield redevelopment; amending s. 288.1045, F.S.; conforming the limitation on the amount of tax refunds approved for payment under the qualified defense contractor tax refund program to the amount appropriated by the Legislature for such refunds; correcting references relating to program administration; amending s. 288.106, F.S.; authorizing a reduced employment threshold for expanding businesses in certain rural areas or enterprise zones under the tax refund program for qualified target industry businesses; amending s. 288.1221, F.S.; conforming legislative intent on the time period covered by a tourism promotion marketing plan to the time period covered by the marketing plan prepared by the Florida Commission on Tourism under s. 288.1224, F.S.; amending s. 288.1222, F.S.; revising the definition of "tourist" to clarify that the term applies to a person participating in trade or recreation activities outside the county of permanent residence; amending s. 288.9618, F.S.; limiting the amount of appropriations for the microenterprise program that may be used for administrative expenses; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Horne—

SB 888—A bill to be entitled An act relating to tax administration; amending s. 199.106, F.S.; granting a credit against the intangibles tax to natural persons for an identical tax paid in another state; creating s. 201.165, F.S.; granting a credit against the documentary stamp tax for an identical tax paid in another state; amending s. 212.02, F.S.; amending the definition of the term "retail sale" with respect to materials that are incorporated into repaired motor vehicles, airplanes, or boats; amending ss. 212.04, 212.12, 212.13, F.S., and creating s. 213.757, F.S.; increasing the criminal penalties for willful violations of certain tax provisions; amending ss. 212.07, 212.18, F.S.; providing for the annual issuance of resale certificates to active accounts; amending s. 213.053, F.S.; authorizing the Department of Revenue to disclose to a dealer or taxpayer whether a specified certificate is active, canceled, inactive, or invalid; amending s. 212.08, F.S.; amending the exemption for electricity and steam used for manufacturing; providing an exemption for sales or leases to organizations holding current exemption from federal income tax under s. 501(c)(3) of the Internal Revenue Code; amending s. 213.27, F.S.; authorizing the Department of Revenue to enter into contracts with private vendors to develop an automated case-tracking system; amending s. 213.67, F.S.; authorizing the Department of Revenue to reduce the amount of an administrative garnishment which is subject to a freeze to the amount equal to the delinquent amount; amending ss. 220.151, 220.21, 220.221, 220.222, F.S.; authorizing the Department of Revenue to accept electronic or telephonic corporate income tax returns in lieu of written paper returns; directing the Department of Revenue to establish a toll-free number for the verification of valid registration numbers and resale certificates; directing the Department of Revenue to establish a system for receiving information from dealers regarding certificate num-

bers; directing the Department of Revenue to expand its dealer education program regarding the proper use of resale certificates; providing appropriations; providing an effective date.

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

By Senators Mitchell, Geller, Childers, Cowin, Thomas, Kirkpatrick, Jones and Rossin—

SB 890—A bill to be entitled An act relating to rural hospital capital improvement; creating s. 395.6061, F.S.; creating the Rural Hospital Capital Improvement Trust Fund; prescribing uses of the fund; providing duties of the Department of Health; providing a recurring appropriation; providing a contingent effective date and an expiration date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Fiscal Policy.

By Senators Dyer, Rossin, Geller, Silver, Meek, Campbell, Klein, Forman, Mitchell, Kurth, Hargrett, Jones, Holzendorf, Thomas and Dawson-White—

SB 892—A bill to be entitled An act relating to the designation of highways; designating various highways in the state as the “Lawton Chiles Trail”; directing the Department of Transportation to erect markers; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Hargrett—

SB 894—A bill to be entitled An act relating to transportation with respect to land-use regulations; expressing the legislative intent to revise laws relating to transportation with respect to land-use regulations; providing an effective date.

—was referred to the Committees on Transportation; Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

By Senator Sullivan—

SB 896—A bill to be entitled An act relating to education; creating s. 231.6015, F.S.; authorizing a mathematics and science teacher education program; requiring demonstration of certain uses of funds; providing a program purpose, required components, and resource allocation; requiring collaborative planning and implementation; authorizing incentives and certification; creating s. 240.149, F.S.; creating a nongovernmental organization to plan and implement a program for mathematics and science teacher education; requiring a board of directors, a chief executive officer, other staff, and an advisory council; providing for membership, terms of office, and an appointments process; providing responsibility and authority to conduct certain activities; requiring a budget request; amending s. 229.57, F.S.; adding a science component to the statewide assessment program; amending s. 229.592, F.S.; requiring a report; amending s. 231.600, F.S.; requiring certain additions to professional development programs; amending s. 232.245, F.S.; adding a science component to the requirements for pupil progression; amending s. 236.08106, F.S.; authorizing a salary bonus for teachers who complete certain training programs; amending s. 236.685, F.S.; requiring a report to include certain information; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Childers—

SB 898—A bill to be entitled An act relating to title loan transactions; creating the “Florida Title Loan Act”; providing definitions; requiring licensure by the Department of Agriculture and Consumer Services to

be in the business as a title loan lender; providing fees; providing for eligibility for licensure; providing for application; providing for suspension or revocation of license; providing for a title loan transaction form; providing for recordkeeping and reporting and safekeeping of property; providing for title loan charges; prohibiting certain acts; providing for the right to redeem; providing for lost title loan transaction forms; providing for a title loan lender’s lien; providing for criminal penalties; providing for certain records from the Department of Law Enforcement; providing for subpoenas, enforcement of actions, and rules; providing a fine; providing for investigations and complaints; providing an appropriation; providing legislative intent; repealing s. 538.06(5), F.S., which allows a secondhand dealer to engage in a title loan transaction; repealing s. 538.15(4), (5), F.S., which prohibit certain acts and practices by secondhand dealers; amending ss. 538.03, 538.16, F.S.; deleting references to title loans; providing an effective date.

—was referred to the Committees on Agriculture and Consumer Services; Banking and Insurance; and Fiscal Policy.

By Senator Rossin—

SB 900—A bill to be entitled An act relating to insurance; amending s. 626.094, F.S.; redefining the term “insurance agency” for certain purposes; providing an effective date.

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

By Senator Silver—

SB 902—A bill to be entitled An act relating to criminal prosecutions; providing that voluntary intoxication is not a defense to prosecution for an offense; providing exceptions; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senators Latvala, Laurent, Carlton, Saunders and Kirkpatrick—

SB 904—A bill to be entitled An act creating the Surface Water Improvement and Management Trust Fund; providing its purposes; providing a conditional effective date.

—was referred to the Committees on Natural Resources and Fiscal Policy.

By Senators Latvala, Laurent, Carlton, Saunders and Kirkpatrick—

SB 906—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 and Fiscal Policy.

By Senators Latvala, Laurent, Carlton, Saunders and Kirkpatrick—

SB 908—A bill to be entitled An act relating to the Florida Forever Program; creating s. 259.202, F.S.; creating the Florida Forever Act; providing legislative findings; providing for the proceeds of bond sales to be deposited into the Florida Forever Trust Fund; providing for the distribution and use of funds; providing project criteria for land acquisition under the Florida Forever Program; requiring increased priority for the acquisition of lands providing protection of certain threatened or endangered species; providing procedures for determining the priority of projects; restricting the use of funds from the Florida Forever Trust Fund by the Division of Forestry within the Department of Agriculture and Consumer Services; establishing procedures for the disposition of lands; authorizing alternate uses of acquired lands; providing a limitation on alternate uses; encouraging and requiring the use of alternatives

to fee simple acquisition of lands; requiring increased priority for a project if matching funds are available; requiring increased priority if the project is priced below appraised value; amending s. 201.15, F.S.; authorizing the use of revenues for the debt service on bonds; revising the distribution of proceeds from the excise tax on documents; amending s. 253.027, F.S.; revising the criteria for expenditures for archaeological property to include lands on the acquisition list for the Florida Forever Program; amending s. 253.034, F.S., relating to uses of state-owned lands; conforming cross-references to changes made by the act; amending s. 259.032, F.S.; conforming a cross-reference; conforming provisions; requiring the adoption of a management plan within a specified period after the acquisition of a parcel under the Florida Forever Program; providing a restriction on funding for an agency with overdue management plans; providing a formula and funding source for funding management, maintenance, capital improvements, and payments in lieu of taxes; specifying eligible lands; providing for the distribution of funds; revising the criteria and eligibility for payments in lieu of taxes; limiting the total consecutive years of such payments; providing for the deletion of certain property from an acquisition list; deleting obsolete provisions; amending s. 259.035, F.S.; revising procedures for the Land Acquisition and Management Advisory Council to propose projects to be funded from the Florida Forever Trust Fund; providing a cross-reference; amending s. 338.250, F.S.; providing for certain mitigation funds to be used in coordination with funds from the Florida Forever Trust Fund; amending s. 373.59, F.S.; requiring water management district governing boards to adopt priority lists for certain fixed capital outlay projects; providing a process for releasing funds for such projects; deleting provisions authorizing the use of specified funds for debt service on bonds issued pursuant to s. 373.584, F.S.; providing due dates for required management plans; revising the criteria and eligibility for payments in lieu of taxes; limiting the total consecutive years of such payments; amending s. 380.504, F.S.; revising the membership of the Florida Communities Trust within the Department of Community Affairs; amending ss. 420.5092, 420.9073, F.S., relating to affordable housing programs; conforming cross-references to changes made by the act; repealing s. 373.584, F.S., relating to revenue bonds; providing that the repeal of s. 373.584, F.S., does not impair the validity of certain bonds outstanding on the effective date of the act; providing an effective date.

—was referred to the Committees on Natural Resources and Fiscal Policy.

By Senator Klein—

SB 910—A bill to be entitled An act relating to Palm Beach County; amending ch. 93-367, Laws of Florida, as amended; revising provisions relating to career service status of employees of the Palm Beach County Sheriff; clarifying provisions that define the minimum service period of employment required for the attainment of career service status; excluding specified training periods for purposes of calculating minimum service; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Latvala—

SB 912—A bill to be entitled An act relating to sexual battery; amending s. 775.085, F.S.; reclassifying penalties relating to offenses evidencing prejudice; amending s. 794.023, F.S.; reclassifying offenses involving multiple perpetrators of sexual battery; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Kirkpatrick—

SB 914—A bill to be entitled An act relating to court funding; creating s. 25.403, F.S.; providing for compensation to counties for certain costs through a trust fund administered by the Supreme Court; requiring adoption by the Supreme Court of an allocation and disbursement plan; providing for appointment of a committee to develop the plan; providing

a limitation on the amount of moneys disbursed from the fund; providing that the funds paid to counties shall be grants-in-aid for specified purposes; providing for future repeal; providing an effective date.

—was referred to the Committees on Judiciary and Fiscal Policy.

By Senator Kirkpatrick—

SB 916—A bill to be entitled An act relating to the judiciary; amending s. 925.037, F.S.; establishing a circuit court conflict-case management office in each judicial circuit; providing for an appropriation; providing responsibilities of the office; providing appropriations for fees paid to court-appointed attorneys must not be less than specified amounts; providing an effective date.

—was referred to the Committees on Criminal Justice, Judiciary and Fiscal Policy.

By Senator Kirkpatrick—

SB 918—A bill to be entitled An act relating to courts; amending s. 318.18, F.S.; providing that certain moneys received from the imposition of specified court costs may be used to fund a criminal justice selection center or other local criminal justice access and assessment center when authorized by the chief judge of the judicial circuit; providing an effective date.

—was referred to the Committees on Judiciary and Fiscal Policy.

By Senator Kirkpatrick—

SB 920—A bill to be entitled An act relating to postsecondary education; providing definitions; creating the Florida Affordable College Trust; providing duties of the State Treasurer relating to the trust; authorizing certain rules and procedures; requiring certain responsibilities relating to investments; requiring counsel; requiring a financial report; providing for exemption from taxation; prohibiting certain limitations to and alterations of the trust; precluding agreements with the trust from providing guarantees relating to admissions and levels of payment to certain institutions; requiring compliance with certain laws and rules; creating an advisory committee; providing for appointment of members; authorizing a direct-support organization; providing for a board of directors; providing for transfer of certain assets and renegotiation of contracts under the Florida Prepaid College Program; amending s. 222.22, F.S.; exempting property in the Florida Affordable College Trust from certain claims of creditors; amending s. 240.552, F.S.; transferring responsibilities relating to the Florida Prepaid Tuition Scholarship Program; amending s. 732.402, F.S.; providing that contracts with the Florida Affordable College Trust are exempt from certain creditors with respect to deceased persons; repealing s. 240.551, F.S., relating to the Florida Prepaid College Program; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Kirkpatrick—

SB 922—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for donors to a direct-support organization for the Florida Affordable College Trust; providing an expiration date; providing a finding of public necessity; providing a contingent effective date.

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

By Senator McKay—

SB 924—A bill to be entitled An act relating to agricultural pests and diseases; creating the Task Force on Agricultural Pests and Diseases;

providing for its membership and duties; directing the Department of Agriculture and Consumer Services to establish a program for the reimbursement of temporary relocation expenses incurred to avoid Malathion spraying; providing an appropriation; providing an effective date.

—was referred to the Committees on Agriculture and Consumer Services; and Fiscal Policy.

By Senator Cowin—

SB 926—A bill to be entitled An act relating to water and wastewater utilities; amending s. 125.01, F.S.; providing for county governing bodies to approve or disapprove changes in water and wastewater utility rates; amending s. 367.081, F.S.; requiring the Florida Public Service Commission to notify the county governing body of certain proposed changes in water and wastewater utility rates; providing that such changes may not be implemented without approval of the county governing body; amending s. 367.011, F.S.; removing exclusive authority of the commission with respect to water and wastewater utility rates; providing an effective date.

—was referred to the Committees on Regulated Industries; and Comprehensive Planning, Local and Military Affairs.

By Senator Cowin—

SB 928—A bill to be entitled An act relating to public records and meetings; creating s. 383.410, F.S.; providing that confidential information obtained by the State Child Abuse Death Review Committee, a local committee, or a panel or committee assembled by either, or by a hospital or health care practitioner from any of those entities, shall remain confidential; providing an exemption from public records and public meeting requirements for specified records and meetings of the state committee, a local committee, or a panel or committee assembled by either, relating to child fatalities; providing a penalty; providing for future review and repeal; providing a finding of public necessity; providing a contingent effective date.

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

By Senator Brown-Waite—

SB 930—A bill to be entitled An act relating to persons sentenced to death; providing that a person sentenced to death may not marry; authorizing the Department of Corrections to adopt rules implementing the prohibition with respect to inmates in the custody of the department; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Brown-Waite—

SB 932—A bill to be entitled An act relating to Department of Corrections; amending s. 944.10, F.S.; limiting to correctional projects the department's authority to contract with governmental entities for planning and designing buildings, parks, roads, and other projects; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Brown-Waite—

SB 934—A bill to be entitled An act relating to the Coastal Zone Protection Act; amending s. 161.54, F.S.; redefining the term "substantial improvement"; providing an effective date.

—was referred to the Committees on Natural Resources and Fiscal Policy.

By Senator Gutman—

SB 936—A bill to be entitled An act relating to court-imposed financial obligations in criminal cases; amending s. 938.30, F.S.; providing for conversion of court-ordered obligations to pay court costs into obligations to perform community service, under specified circumstances; providing for assessments against a person for reimbursements for the costs of processing bench warrants and pickup orders; providing for penalties; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senators Gutman and Meek—

SB 938—A bill to be entitled An act relating to a court watcher's program; providing a short title; providing legislative goals; directing the Office of the Attorney General to assist a court watchers' organization; defining the term "court watcher"; providing for creation and incorporation of a not-for-profit court watchers' organization entitled the "Alliance for Constitutional and Ethical Court Watch Program"; providing organization and responsibilities of the alliance; providing for a board of directors; prescribing qualifications of board members; providing for a president of the alliance; providing for hiring of alliance employees; providing certain exemptions from part I of ch. 110, F.S., relating to state employment; providing for applicability to the president and court watchers of part IV of ch. 110, F.S., relating to volunteers; providing for reimbursement for per diem and travel expenses of the board and employees of the alliance; providing for office space; providing certain immunity from liability; providing for funding; providing the alliance board to submit an annual report to the Legislature, the Attorney General, and the Florida Supreme Court; providing an appropriation; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Productivity; and Fiscal Policy.

By the Committee on Comprehensive Planning, Local and Military Affairs—

SB 940—A bill to be entitled An act relating to eminent domain; creating s. 73.015, F.S.; requiring presuit negotiation before an action in eminent domain may be initiated under ch. 73, F.S., or ch. 74, F.S.; providing requirements for the condemning authority; requiring the condemning authority to give specified notices; requiring a written offer of purchase and appraisal and specifying the time period during which the owner may respond to the offer before a condemnation lawsuit may be filed; providing procedures; allowing a business owner to claim business damage within a specified time period; providing circumstances under which the court must strike a business-damage defense; providing procedures for business-damage claims; providing for nonbinding mediation; requiring the condemning authority to pay reasonable costs and attorney's fees of a property owner; allowing the property owner to file a complaint in circuit court to recover attorney's fees and costs, if the parties cannot agree on the amount; providing that certain evidence is inadmissible in specified proceedings; amending s. 73.092, F.S.; deleting provisions relating to attorney's fees for business-damage claims; amending ss. 127.01, 166.401, F.S.; restricting the exercise by counties and municipalities of specified eminent domain powers granted to the Department of Transportation; repealing ss. 337.27(2), 337.271, 348.0008(2), 348.759(2), 348.957(2), F.S., relating to limiting the acquisition cost of lands and property acquired through eminent domain proceedings by the Department of Transportation, the Orlando-Orange County Expressway Authority, or the Seminole County Expressway Authority, or under the Florida Expressway Authority Act, and relating to the notice that the Department of Transportation must give to a fee owner at the inception of negotiations to acquire land; amending s. 479.15, F.S.; preempting certain county and municipal regulation of outdoor advertising signs located adjacent to the state highway system; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

By Senator Gutman—

SB 942—A bill to be entitled An act relating to nursing homes; creating the “Nursing Home Quality Improvement Act of 1999”; creating s. 400.0115, F.S.; providing legislative findings and intent; requiring studies and recommendations by the Agency for Health Care Administration; amending s. 400.022, F.S.; revising rights of residents of nursing home facilities and providing additional rights; amending s. 400.0231, F.S.; requiring facilities to keep complete and accurate medical records; providing a rebuttable presumption in the absence of such records; amending s. 400.0255, F.S.; providing definitions and requirements relating to discharge or transfer of residents; amending s. 400.063, F.S.; conforming a cross-reference; amending s. 400.121, F.S.; authorizing payment of facility fines or recovery costs by setoffs from amounts otherwise payable to the facility; providing requirements for review of administrative proceedings challenging agency enforcement actions; amending s. 400.151, F.S.; requiring agency approval of the form of facility contracts with residents; amending s. 400.162, F.S.; providing minimum requirements for policies regarding the safekeeping of residents’ property; amending s. 400.23, F.S.; providing minimum staffing requirements; requiring recordkeeping with respect to staffing and report of staffing shortfalls; increasing membership on the Nursing Home Advisory Committee; authorizing the agency to downgrade facility ratings under certain circumstances; requiring issuance of amended licenses reflecting facility ratings changes; revising certain ratings requirements; providing additional acts classified as deficiencies; providing penalties and increasing maximum fines; amending s. 400.29, F.S.; requiring the agency to make certain updated information available to the public; amending s. 415.107, F.S.; providing that the identity of a person reporting adult abuse, neglect, or exploitation may be released to the Attorney General’s Medicaid Fraud Control Unit; amending ss. 435.03 and 435.04, F.S.; providing for employment screening of persons convicted under s. 825.1035, F.S.; creating s. 825.1035, F.S.; providing a penalty for failure to report known abuse, neglect, or exploitation of a nursing home resident to law enforcement; amending s. 394.4625, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Fiscal Policy.

By Senator Campbell—

SB 944—A bill to be entitled An act relating to civil actions; amending s. 57.105, F.S.; revising conditions for award of attorney’s fees for presenting unsupported claims or defenses; authorizing damage awards against a party for unreasonable delay of litigation; authorizing the court to impose additional sanctions; amending s. 768.79, F.S.; providing that before awarding costs and fees the court must determine whether the offer was reasonable under the circumstances known at the time the offer was made; providing an effective date.

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

By Senators Forman and Meek—

SB 946—A bill to be entitled An act relating to local government code enforcement; amending s. 162.03, F.S.; specifying the status of special masters; amending s. 162.04, F.S.; revising a definition; amending s. 162.06, F.S.; requiring owners of property subject to enforcement proceedings to provide disclosure and notice to prospective transferors under certain circumstances; providing a rebuttable presumption; providing for continuation of enforcement proceedings under certain circumstances; providing procedures; amending s. 162.09, F.S.; specifying that certain actions taken by a local government do not create continuing obligations or liabilities under certain circumstances; clarifying enforcement of orders imposing certain fines or costs; amending s. 162.12, F.S.; revising prescribed methods for providing certain notices; clarifying the time period for posting certain notices; amending s. 162.23, F.S.; providing an additional exception to requirements to provide reasonable time to correct violations under certain circumstances; providing an effective date.

—was referred to the Committee on Comprehensive Planning, Local and Military Affairs.

By Senator Horne—

SB 948—A bill to be entitled An act relating to the collection of taxes on sales, use, and other transactions; amending s. 212.11, F.S.; prescribing the methods by which dealers are to calculate their estimated tax liability; providing an effective date.

—was referred to the Committee on Fiscal Resource.

By Senator Bronson—

SM 950—Senate Memorial No. ____ A memorial to the Congress of the United States, urging action by the U.S. Department of the Army, Corps of Engineers, Jacksonville Division, and Region IV of the Environmental Protection Agency, relating to wetland jurisdiction.

—was referred to the Committee on Rules and Calendar.

By Senators Bronson, Forman, Latvala, Meek and Scott—

SB 952—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.08, F.S.; providing an exemption for film, photographic paper, dyes used for embossing and engraving, artwork, and other printing supplies used by specified businesses; providing an effective date.

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

By Senators Bronson and Brown-Waite—

SB 954—A bill to be entitled An act relating to weapons and firearms; providing that a nonresident who is a United States citizen may carry a concealed weapon or firearm in this state if the nonresident has attained a specified age and holds a valid license to carry a concealed weapon or firearm issued in another state; providing that a nonresident is subject to the same laws and restrictions as a licensee in Florida; providing that an out-of-state license to carry a concealed weapon or firearm remains in effect for a certain period following the date on which the holder of the license establishes legal residence in this state; specifying how legal residence is established; providing applicability; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Saunders—

SB 956—A bill to be entitled An act relating to correctional facilities; creating s. 784.078, F.S.; defining the terms “facility” and “employee”; defining the offense of battery of facility employee by throwing, tossing, or expelling certain fluids or materials on an employee of a correctional facility of the state or local government or a secure facility operated and maintained by the Department of Corrections or the Department of Juvenile Justice or other facility employee, so as to cause or attempt to cause such employee to come into contact with the fluid or material; providing penalties; amending s. 921.0022, F.S.; providing for ranking the offense of battery of a facility employee for purposes of the Criminal Punishment Code offense severity ranking chart; amending s. 945.35, F.S.; providing an educational requirement for correctional facility inmates on communicable diseases; providing, upon the request of a correctional officer or other employee or any unincarcerated person lawfully present in a correctional facility, for testing of such persons and any inmate who may have transmitted a communicable disease to such persons; providing for results to be communicated to affected parties; providing for access to health care; providing that test results are inadmissible in court cases; requiring the department to adopt rules; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senators Saunders, Lee, Clary, Horne, Brown-Waite, Bronson, Jones, Meek, Webster and Gutman—

SB 958—A bill to be entitled An act relating to motorcycles and mopeds; amending s. 316.211, F.S.; exempting persons over a specified age from certain safety requirements; providing an effective date.

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

By Senators Forman, Kirkpatrick and Myers—

SB 960—A bill to be entitled An act relating to human rights; amending s. 402.165, F.S.; redesignating the Statewide Human Rights Advocacy Committee as the Statewide Human Rights Advocacy Council; revising membership of the statewide council; increasing the term of appointment to the statewide council; amending s. 402.166, F.S.; redesignating the district human rights advocacy committees as the local human rights advocacy councils; providing for additional local councils to be established; increasing the term of appointment to a local council; providing for appointing a vice chairperson to each local council; providing for local councils to monitor the activities of, and investigate complaints against, the Department of Children and Family Services; amending s. 402.167, F.S.; revising provisions to reflect the redesignation of the human rights advocacy committees as human rights advocacy councils; amending ss. 39.001, 39.202, 39.302, 393.13, 394.459, 394.4595, 394.4597, 394.4598, 394.4599, 394.4615, 400.0067, 400.0089, 400.419, 400.428, 415.1034, 415.104, 415.1055, 415.106, 415.107, F.S.; conforming terminology to changes made by the act; providing an effective date.

—was referred to the Committees on Children and Families; Rules and Calendar; and Fiscal Policy.

By Senator Campbell—

SB 962—A bill to be entitled An act relating to compulsive gambling; directing the Alcohol, Drug Abuse, and Mental Health Program Office within the Department of Children and Family Services to establish a program for public education, training, prevention, and treatment; amending s. 24.105, F.S.; requiring the Department of the Lottery to require vendors to provide notice of a toll-free problem gambling hotline; requiring lottery personnel and vendors to receive certain training and education; amending s. 24.112, F.S.; requiring retailers of lottery tickets to provide notice of a toll-free problem gambling hotline; amending s. 550.054, F.S.; requiring pari-mutuel licensees to provide notice of a toll-free problem gambling hotline; amending s. 849.0931, F.S.; requiring authorized bingo organizations to provide notice of a toll-free problem gambling hotline; providing appropriations; providing an effective date.

—was referred to the Committees on Children and Families; Regulated Industries; and Fiscal Policy.

By Senator Campbell—

SB 964—A bill to be entitled An act relating to obscenity; requiring public libraries to install and maintain computer software that prohibits access to obscene materials; requiring that such software be installed and maintained on at least one-half of the computers that a library makes available for public use; amending ss. 827.071, 847.0135, F.S.; defining the term “sexually explicit image”; providing that a person may not knowingly send or transmit a sexually explicit image to a child under a specified age; providing a penalty; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Campbell—

SB 966—A bill to be entitled An act relating to local governments; amending s. 893.138, F.S.; authorizing local governments to take local

administrative action to declare certain buildings and premises a public nuisance when the building or premises is used on more than two occasions in a certain time period to deal in stolen property; providing an effective date.

—was referred to the Committee on Comprehensive Planning, Local and Military Affairs.

By Senator Campbell—

SB 968—A bill to be entitled An act relating to elections; amending s. 99.092, F.S.; prescribing filing fees and assessments for federal office; amending s. 106.08, F.S.; prescribing limitations on political contributions; prohibiting candidates from accepting specified contributions; providing an effective date.

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

By Senator Myers—

SB 970—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.08, F.S.; providing an exemption for purchase of membership rights in, and payment of initiation fees to, certain private equity membership clubs; providing an effective date.

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

By Senator Casas—

SB 972—A bill to be entitled An act relating to the Department of Transportation; amending s. 20.23, F.S.; changing the name of the Office of Construction to the Office of Highway Operations; amending s. 206.46, F.S.; increasing the amount that may be transferred into the Right-of-Way Acquisition and Bridge Construction Trust Fund; authorizing the department and local governments to enter into an interlocal agreement to provide financing for fixed guideway projects; creating s. 215.615, F.S.; authorizing bonding of federal aid; amending s. 316.1936; defining the term “public highway”; providing that it is unlawful to possess an open container or consume an alcoholic beverage while seated in the passenger area of a motor vehicle that is parked or stopped within a public highway; amending s. 316.302, F.S.; updating references to the current federal safety regulations; amending s. 316.3025, F.S.; updating references to the current federal safety regulations; amending ss. 316.516, 316.545, F.S.; providing technical conforming changes; amending s. 334.0445, F.S.; extending the current authorization for the department’s model classification plan; amending s. 335.093, F.S.; authorizing the department to designate public roads as scenic highways; amending s. 337.11, F.S.; authorizing the department to enter into contracts for construction or maintenance of roadway and bridge elements without competitive bidding under certain circumstances; amending s. 337.16, F.S.; eliminating intermediate delinquency as grounds for suspension or revocation of a contractor’s certificate of qualification to bid on construction contracts in excess of a specified amount; amending s. 337.162, F.S.; providing that department appraisers are not obligated to report violations of state professional licensing laws to the Department of Business and Professional Regulation; amending s. 337.18, F.S.; deleting the schedule of contract amount categories utilized to calculate liquidated damages to be paid by a contractor; allowing the department to adjust the categories; requiring that surety bonds posted by successful bidders on department construction contracts be payable to the department; amending s. 337.185, F.S.; raising the limit for binding arbitration contract disputes; authorizing the secretary of the department to select an alternate or substitute to serve as the department member of the board for any hearing; amending the fee schedule for arbitration to cover the cost of administration and compensation of the board; authorizing the department to acquire and negotiate for the sale of replacement housing; amending s. 337.25, F.S.; authorizing the department to purchase options to purchase land for transportation facilities; amending s. 337.403, F.S.; authorizing the department to contract directly with utility companies for clearing and grubbing; amending s. 338.223, F.S.; defining the terms “hardship purchase” and “protective purchase”; amending s.

338.229, F.S.; restricting the sale, transfer, lease, or other disposition of operations on any portion of the turnpike system; amending s. 339.155, F.S.; providing planning factors; clarifying the roles of the long-range and short-range components of the Florida Transportation Plan; amending s. 339.175, F.S.; providing planning factors; clarifying geographic boundaries of metropolitan planning organizations; providing that metropolitan planning organization plans must provide for the development and operation of intermodal transportation systems and facilities; amending s. 341.041, F.S.; authorizing the creation and maintenance of a common self-retention insurance fund to support public transit projects; amending s. 341.302, F.S.; authorizing the department to secure and administer federal loans for rail projects; authorizing the department to conduct hazardous materials inspections at manufacturer's and shipper's facilities on Florida rail lines; amending s. 373.4137, F.S.; providing for the mitigation of impacts to wetlands and other sensitive habitats; amending s. 479.01, F.S.; defining the terms "commercial or industrial zone" and "unzoned commercial or industrial area"; providing that communication towers are not commercial or industrial activities; amending s. 479.07, F.S.; modifying the process for reinstatement of an outdoor advertising sign permit; amending s. 479.16, F.S.; clarifying that certain signs not in excess of 16 square feet are exempt from the permitting process; providing an effective date.

—was referred to the Committees on Transportation and Fiscal Policy.

By Senator Childers—

SB 974—A bill to be entitled An act relating to the educational property tax exemption; amending s. 196.198, F.S.; providing circumstances in which land is considered to be property owned by an educational institution; providing an effective date.

—was referred to the Committees on Education and Fiscal Resource.

By Senator Myers—

SB 976—A bill to be entitled An act relating to autism; providing for clinical trials to be conducted on the use of the drug Secretin by a nonprofit provider; requiring a report; providing an appropriation; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Fiscal Policy.

By Senator Sullivan—

SB 978—A bill to be entitled An act relating to education; amending s. 232.425, F.S., relating to student standards for participation in interscholastic extracurricular student activities; providing that the participation of nonpublic school students in interscholastic extracurricular activities at public schools and the participation of public school students in interscholastic extracurricular activities at nonpublic schools is not mandatory; revising provisions relating to the grade point average required for participation in interscholastic extracurricular student activities; requiring a contract to be executed upon a student's falling below a certain cumulative grade point average; amending s. 232.61, F.S., relating to bylaws relating to student eligibility adopted by the governing organization for athletics; providing an effective date.

—was referred to the Committee on Education.

By Senator Lee—

SB 980—A bill to be entitled An act relating to public health; creating s. 381.0075, F.S.; providing for regulation of body-piercing salons by the Department of Health; providing definitions; providing exemptions; requiring a license to operate a body-piercing salon and a temporary license to operate a temporary establishment; providing licensing procedures and fees; providing requirements with respect to body piercing of minors; prohibiting certain acts; providing penalties; providing for injunction; providing for enforcement; providing rulemaking authority;

providing specific requirements for operation of body-piercing salons; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Governmental Oversight and Productivity.

By Senator Lee—

SB 982—A bill to be entitled An act relating to motor vehicle insurance policies; creating s. 627.7277, F.S.; requiring insurers to give the policyholder notice of the renewal premium; providing for continuation of policy coverage at existing rates if the insurer fails to comply; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Bronson—

SB 984—A bill to be entitled An act relating to county government; amending s. 125.61, F.S.; revising requirements relating to the number of members of a charter commission and the method of appointment of such members; specifying additional persons who may not serve on a charter commission; providing an effective date.

—was referred to the Committee on Comprehensive Planning, Local and Military Affairs.

By Senator Rossin—

SB 986—A bill to be entitled An act relating to property taxes; amending s. 197.432, F.S.; prohibiting holders of tax certificates from contacting the owner of the property upon which a tax certificate is issued until the expiration of a specified time; providing a penalty; providing an effective date.

—was referred to the Committee on Fiscal Resource.

By Senator Sebesta—

SB 988—A bill to be entitled An act relating to motor vehicles; amending s. 316.2126, F.S.; authorizing the use of golf/utility carts by municipalities for municipal purposes and subject to certain conditions; amending s. 320.01, F.S.; defining the term "golf/utility cart"; amending s. 320.105, F.S.; exempting golf/utility carts from requirements to display license plates; amending s. 322.04, F.S.; exempting certain operators of golf/utility carts from requirements of obtaining a driver's license; amending s. 325.203, F.S.; exempting golf/utility carts from inspection requirements; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Grant—

SB 990—A bill to be entitled An act relating to trust powers; amending s. 660.41, F.S.; excluding certain banks or associations and trust companies from a prohibition against exercising certain powers and duties and acting within certain capacities in this state; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Horne—

SB 992—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.08, F.S.; providing an exemption for labor charges for, and parts and materials used in, the repair of machinery and equipment used to produce tangible personal property at a fixed

location by specified industries; providing a schedule for implementing the exemption; providing an effective date.

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

By Senator Horne—

SB 994—A bill to be entitled An act relating to the Florida School for the Deaf and the Blind; amending ss. 235.014 and 235.017, F.S., relating to educational facilities; authorizing the Department of Management Services to provide facilities services for the Florida School for the Deaf and the Blind; amending s. 236.1229, F.S.; providing for Florida School Improvement and Academic Achievement Trust Fund grants to the Florida School for the Deaf and the Blind; providing for allocation and school-level administration; amending s. 242.3305, F.S.; revising provisions relating to mission and responsibilities of the Florida School for the Deaf and the Blind; amending s. 287.059, F.S.; authorizing private attorney services for the Florida School for the Deaf and the Blind without certain prior written approval; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By the Committee on Transportation—

SB 996—A bill to be entitled An act relating to motor vehicles; creating s. 316.2122, F.S.; authorizing the use of low-speed vehicles on certain public roads; providing restrictions for such operation; amending s. 320.01, F.S.; providing a speed restriction for golf carts; defining the term "low-speed vehicle"; amending s. 320.08001, F.S.; prescribing a license tax for low-speed vehicles; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Bronson—

SB 998—A bill to be entitled An act relating to state lands; amending s. 253.034, F.S.; deleting an obsolete provision relating to the sale of certain real property by the Department of Transportation; providing an effective date.

—was referred to the Committee on Natural Resources.

By Senator Bronson—

SB 1000—A bill to be entitled An act relating to solid waste management; repealing s. 403.7061(5), F.S.; deleting requirements for a pilot project to evaluate reduced emissions at waste-to-energy facilities; providing an effective date.

—was referred to the Committee on Natural Resources.

By Senator Bronson—

SB 1002—A bill to be entitled An act relating to Water Management Lands Trust Fund; amending s. 373.59, F.S.; deleting an obsolete provision relating to an appropriation for fiscal year 1998-1999; providing an effective date.

—was referred to the Committee on Natural Resources.

By the Committee on Transportation—

SB 1004—A bill to be entitled An act relating to motor vehicle emissions inspections; amending s. 325.2135, F.S.; directing the Department of Highway Safety and Motor Vehicles to enter into a contract for a motor vehicle inspection program; amending s. 325.214, F.S.; changing the motor vehicle inspection fee; providing an effective date.

—was referred to the Committees on Transportation and Fiscal Policy.

By the Committee on Education—

SB 1006—A bill to be entitled An act relating to instructional materials; amending s. 233.25, F.S., requiring publishers and manufacturers to retain instructional materials in a depository for a specified period of time; amending s. 233.34, F.S.; allowing certain school districts to use certain funds to purchase instructional materials; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By the Committee on Regulated Industries—

SB 1008—A bill to be entitled An act relating to telecommunications; providing legislative intent relating to local telecommunications services; providing an effective date.

—was referred to the Committee on Regulated Industries.

By the Committee on Regulated Industries—

SB 1010—A bill to be entitled An act relating to access by telecommunications companies to customers in multitenant environments; providing legislative intent; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senator Carlton—

SB 1012—A bill to be entitled An act relating to public hospital meetings and records; amending s. 395.3035, F.S.; defining the term "strategic plan" for purposes of provisions which provide for the confidentiality of such plans and of meetings relating thereto; providing an exemption from open meetings requirements for meetings at which such plans are modified or approved by the hospital's governing board; providing for future review and repeal; providing conditions for the early release of transcripts of meetings at which such plans are discussed; prohibiting public hospitals from taking certain specified actions at closed meetings; requiring certain notice; providing a finding of public necessity; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Rules and Calendar.

By Senator Cowin—

SB 1014—A bill to be entitled An act creating the School Readiness Trust Fund; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By Senators Sebesta, Lee and Sullivan—

SB 1016—A bill to be entitled An act relating to pharmacy practice; providing a short title; amending s. 465.003, F.S.; defining the term "data communication device"; amending s. 465.016, F.S.; providing that using or releasing a patient's records except as authorized by chapter 455 or chapter 465, F.S., constitutes a ground for disciplinary action against a pharmacist, for which there are penalties; amending s. 465.017, F.S.; providing additional persons to whom and entities to which records relating to the filling of prescriptions and the dispensing of medicinal drugs that are maintained by a pharmacy may be furnished; specifying authorized uses of patient records by pharmacy owners; providing restrictions on such records when transmitted through a data communication device; amending ss. 465.014, 465.015, 465.0196, 468.812, 499.003, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Health, Aging and Long-Term Care.

By Senator Latvala—

SB 1018—A bill to be entitled An act relating to motor vehicle licenses; amending s. 320.089, F.S.; permitting the unremarried spouse of a deceased recipient of the Purple Heart medal to continue receiving a license plate which is stamped with the words "Purple Heart" under certain circumstances; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Latvala—

SB 1020—A bill to be entitled An act relating to athletic trainers; amending s. 468.701, F.S.; revising and removing definitions; amending s. 468.703, F.S.; replacing the Council of Athletic Training with a Board of Athletic Training; providing for appointment of board members and their successors; providing for staggering of terms; providing for applicability of other provisions of law relating to activities of regulatory boards; providing for the board's headquarters; amending ss. 468.705, 468.707, 468.709, 468.711, 468.719, 468.721, F.S., relating to rulemaking authority, licensure by examination, fees, continuing education, disciplinary actions, and certain regulatory transition; transferring to the board certain duties of the Department of Health relating to regulation of athletic trainers; amending ss. 20.43, 232.435, 455.607, 455.667, F.S.; conforming cross-references; providing for termination of the council and the terms of council members; authorizing consideration of former council members for appointment to the board; providing an effective date.

—was referred to the Committee on Health, Aging and Long-Term Care.

By Senators Sullivan, Brown-Waite and Silver—

SB 1022—A bill to be entitled An act relating to health care practitioners; amending ss. 455.565, 458.319, 459.008, 460.407, 461.007, F.S., relating to relicensure requirements for physicians, osteopathic physicians, chiropractic physicians, and podiatrists; revising requirements for submitting fingerprints to the Department of Health for renewal of licensure; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Fiscal Policy.

By Senators Cowin, Bronson and Latvala—

SB 1024—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"; providing an effective date.

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

By Senators Cowin and Latvala—

SB 1026—A bill to be entitled An act relating to factory-built housing safety; amending s. 20.18, F.S.; creating the Division of Factory-built Housing in the Department of Community Affairs; providing a mission statement for the department; transferring certain powers, duties, functions, personnel, property, and appropriations of the department to the division; transferring certain powers, duties, functions, personnel, property, and appropriations of the Department of Highway Safety and Motor Vehicles to the division; authorizing the Department of Community Affairs and the Department of Highway Safety and Motor Vehicles to enter into agreements to effectuate such transfers; providing for transfer of the mobile home portion of the Mobile Home and Recreational Vehicle Protection Trust Fund into the department's operating trust fund for certain purposes; transferring the portion of the Highway Safety Operating Trust Fund relating to mobile homes into the department's operating trust fund for certain purposes; amending s. 320.781, F.S., to conform; amending s. 553.36, F.S.; providing a definition; amending s. 553.38, F.S.; providing responsibility of the Division of

Factory-built Housing to administer part IV of chapter 553, F.S.; creating ss. 553.431, 553.4315, 553.433, 553.434, 553.435, 553.4365, 553.437, 553.438, 553.446, 553.448, 553.449, 553.450, 553.451, 553.452, 553.453, 553.455, 553.456, 553.457, 553.458, F.S.; recreating certain provisions under chapter 320, F.S., within part IV of chapter 553, F.S., to conform; transferring and renumbering ss. 320.823, 320.8335, 320.840, F.S., to conform; transferring, renumbering, and amending ss. 320.77, 320.8255, 320.827, 320.8285, 320.830, 320.831, 320.8325, F.S., to conform; requiring the division to adopt rules on manufactured housing installation systems; requiring the development of certain standards for park trailers; renumbering and amending s. 320.8249, F.S., to conform; limiting certain local government ability to charge certain permit fees relating to mobile home parks; amending ss. 161.55, 316.515, 319.001, 320.131, 320.27, 320.28, 320.71, 320.822, 320.8225, 320.8231, 320.8232, 320.824, 320.8245, 320.8256, 320.834, 320.835, 320.865, 325.202, 325.203, 325.213, 627.351, 627.702, F.S., to conform; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; Transportation; and Fiscal Policy.

By Senator Mitchell—

SB 1028—A bill to be entitled An act relating to weapons and firearms; amending s. 790.06, F.S.; exempting certain retired law enforcement officers from the fees imposed by the Department of State for a license to carry a concealed weapon or firearm; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Resource.

By Senator Gutman—

SB 1030—A bill to be entitled An act relating to commerce; providing procedures for freight forwarders that obtain transportation for tangible personal property for a business in this state; providing an effective date.

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

By Senator Gutman—

SB 1032—A bill to be entitled An act relating to prekindergarten early intervention programs; amending s. 230.2305, F.S.; requiring the Department of Education to develop legislation to expand the prekindergarten early intervention program to provide access to all 3-year old and 4-year old children at no cost to the children's parents; requiring a report; providing an appropriation; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Gutman—

SB 1034—A bill to be entitled An act relating to education; amending s. 232.61, F.S.; requiring the Florida High School Activities Association to adopt specified bylaws relating to eligibility for participation in athletic competition for students who transfer or relocate to another school; providing an effective date.

—was referred to the Committee on Education.

By Senators Saunders, Myers, Latvala and Dyer—

SB 1036—A bill to be entitled An act relating to pharmacy practice; creating s. 465.0075, F.S.; authorizing licensure of pharmacists by endorsement and providing requirements therefor, including a fee; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Fiscal Policy.

By Senators Cowin, Grant, Lee, Myers, Holzendorf, Dawson-White, Horne, Forman, Silver, Mitchell, Jones, Klein and Meek—

SB 1038—A bill to be entitled An act relating to school buses; requiring that buses purchased after a specified date and used in transporting certain students be equipped with safety belts or other restraints that comply with specified standards and with seats having a specified height; providing an exemption for certain school buses; requiring passengers to wear safety belts or other restraints; providing immunity of a school district, bus operator, and others for injuries to a passenger caused solely because the passenger was not wearing a safety belt or other restraint; providing immunity to such persons for injury caused by a passenger's dangerous or unsafe use of a safety belt or other restraint; providing certain provisions for implementation; providing an effective date.

—was referred to the Committees on Education, Transportation and Fiscal Policy.



By Senator Lee—

SB 1040—A bill to be entitled An act relating to historical resources; amending s. 607.1901, F.S.; increasing the amount transferred each fiscal year from the Corporations Trust Fund to the Historical Resources Operating Trust Fund for purposes of funding historical museum programs in this state; correcting a cross-reference; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.



By Senator Bronson—

SB 1042—A bill to be entitled An act relating to bulk sales; providing definitions; providing applicability; prescribing duties of buyers and sellers in bulk-sales transactions; requiring notice to be given to certain creditors of sellers; providing limits for filing actions against buyers in bulk sales; providing an effective date.

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



By Senator Bronson—

SB 1044—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.08, F.S.; providing an exemption for molds used to produce tangible personal property; providing an effective date.

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



By Senator Geller—

SB 1046—A bill to be entitled An act relating to school personnel; requiring the Department of Education to limit the number of noninstructional personnel that may be employed by school districts; defining the term "noninstructional personnel"; requiring that the department classify school districts based on the number of full-time-equivalent students enrolled in the district; requiring that the department establish ratios within each district classification for the maximum percentage of noninstructional personnel to full-time-equivalent students; limiting the maximum ratios that the department may establish; requiring a reduction in state funds for any school district that exceeds the maximum percentage of noninstructional personnel; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.



By Senator Geller—

SB 1048—A bill to be entitled An act relating to teenage driver education; amending s. 233.063, F.S.; revising provisions relating to instruction in the operation of motor vehicles; providing minimum classroom instruction and experience requirements; amending s. 322.16, F.S.; prohibiting certain drivers from transporting more than one passenger who is younger than 18 years of age; amending s. 322.1615, F.S.; raising the age for the issuance of a learner's driver's license; amending s. 322.05, F.S.; conforming provisions; providing additional requirements with respect to the issuance of a driver's license; providing an effective date.

—was referred to the Committees on Transportation, Education and Fiscal Policy.



By Senator Mitchell—

SB 1050—A bill to be entitled An act relating to state employees; amending s. 110.131, F.S.; requiring state agencies to provide health insurance benefits to certain other-personal-services employees; requiring the Office of Program Policy Analysis and Government Accountability to study other-personal-services employment and report its findings; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.



By Senator Sebesta—

SB 1052—A bill to be entitled An act relating to penalties for delinquent taxes; amending s. 199.282, F.S.; reducing penalties imposed for delinquent intangible personal property taxes; amending s. 201.17, F.S.; reducing penalties imposed for delinquent documentary stamp taxes; amending s. 212.12, F.S.; reducing penalties for delinquent sales and use taxes; amending s. 220.21, F.S.; reducing penalties for incomplete corporate income tax returns; providing an effective date.

—was referred to the Committee on Fiscal Resource.



By Senators Hargrett, Childers and Holzendorf—

SB 1054—A bill to be entitled An act relating to urban policy; creating the Institute on Urban Policy and Commerce; providing for the purposes of the institute; directing the institute to investigate specific issues; directing the establishment of regional centers; providing reporting requirements; providing an effective date.

—was referred to the Committees on Education; Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.



By Senator Casas—

SB 1056—A bill to be entitled An act relating to driving under the influence; amending ss. 316.192, 316.193, 322.271, 322.291, F.S.; providing that any person convicted of driving under the influence must, in addition to any other penalties provided by law, complete a substance abuse education course conducted by a licensed DUI program, including a psychosocial evaluation, and, if referred, substance abuse treatment; providing criteria for temporary reinstatement of driving privileges by the Department of Highway Safety and Motor Vehicles; amending s. 322.292, F.S.; providing criteria for the granting of DUI program licenses and deleting obsolete provisions; providing an effective date.

—was referred to the Committees on Criminal Justice, Transportation and Fiscal Policy.



By Senator Thomas—

SB 1058—A bill to be entitled An act relating to road designation; designating a portion of Highway 20 lying west of the Apalachicola River

Bridge in Calhoun County to the Bay County line on the west as the "Fuller Warren Parkway"; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Mitchell—

SB 1060—A bill to be entitled An act relating to campaign financing; amending s. 106.05, F.S.; requiring candidates to endorse checks to be deposited into a campaign depository; creating s. 106.051, F.S.; providing a limitation on solicitation and acceptance of campaign contributions by legislators; providing an effective date.

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

By Senator Holzendorf—

SB 1062—A bill to be entitled An act relating to ex parte communications; amending s. 350.042, F.S.; providing for ex parte communications between members of the Legislature and the Public Service Commission; providing for members of the Legislature to address the commission at certain meetings; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senator Webster—

SJR 1064—A joint resolution proposing an amendment to Section 3 of Article VII and the creation of Section 22 of Article XII of the State Constitution relating to exemption from ad valorem taxation of certain tangible personal property.

—was referred to the Committees on Fiscal Resource; Comprehensive Planning, Local and Military Affairs; and Rules and Calendar.

By Senator Sullivan—

SB 1066—A bill to be entitled An act relating to charter school capital outlay funding; amending s. 228.0561, F.S.; removing references to the Public Education Capital Outlay and Debt Service Trust Fund; specifying that funds appropriated for charter schools capital outlay purposes will be deposited in the General Revenue Fund; removing a provision related to school district sharing of capital outlay funds with charter schools; revising requirements relating to charter school use of capital outlay funds; revising eligibility requirements for charter school receipt of capital outlay funds; removing obsolete provisions; reenacting s. 235.42, F.S., relating to educational and ancillary plant construction funds, to incorporate the amendment in a reference; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Sullivan—

SB 1068—A bill to be entitled An act relating to physician assistants; amending s. 39.304, F.S.; allowing a physician assistant to perform a medical examination, and to authorize a radiological examination to be performed, on a child who is suspected to be a victim of abuse, abandonment, or neglect; amending ss. 458.347, 459.022, F.S.; requiring a physician assistant who prescribes controlled substances to complete a course in substance abuse; providing for the appointment of a formulary committee to establish a formulary of medicinal drugs that physician assistants may prescribe; providing for terms and meetings of the formulary committee; providing standards for formulary drugs; providing for the Board of Medicine and the Board of Osteopathic Medicine to adopt the formularies; creating s. 893.045, F.S.; allowing a physician assistant to

apply for a federal controlled substance registry number; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Fiscal Policy.

By Senator Sullivan—

SB 1070—A bill to be entitled An act relating to alcoholic beverages; amending s. 561.01, F.S.; revising the definition of the term "discount in the usual course of business"; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senator Sullivan—

SB 1072—A bill to be entitled An act relating to the Brokerage Relationship Disclosure Act; amending s. 475.272, F.S.; revising intent of the act to eliminate required disclosure of nonrepresentation; repealing s. 475.276, F.S., relating to notice of nonrepresentation; amending s. 475.278, F.S.; providing applicability or nonapplicability of brokerage relationship disclosure requirements under the act to various real estate transactions; amending s. 475.01, F.S.; eliminating the definition of the term "first contact," to conform; amending ss. 475.25, 475.274, 475.2755, 475.2801, and 475.5015, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senator Hargrett—

SB 1074—A bill to be entitled An act relating to the unlawful assumption of identity; making it a crime to assume the identity of another person with intent to act fraudulently; providing penalties; providing for restitution; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Webster—

SB 1076—A bill to be entitled An act relating to governmental conflict resolution; amending s. 164.101, F.S.; renaming the "Florida Governmental Cooperation Act" as the "Florida Governmental Conflict Resolution Act"; amending s. 164.102, F.S.; providing purpose and intent; creating s. 164.1031, F.S.; providing definitions; creating s. 164.1041, F.S.; requiring that, when a local or regional governmental entity files suit against another such governmental entity, the procedural options of the act must be exhausted before court proceedings occur, except in specified circumstances; providing for review by the court of the justification for failure to comply with the act; creating s. 164.1051, F.S.; specifying the governmental conflicts to which the act applies; creating s. 164.1052, F.S.; providing procedures and requirements for initiation of conflict resolution procedures and determination of participants; creating s. 164.1053, F.S.; providing for a conflict assessment meeting and providing requirements with respect thereto; creating s. 164.1055, F.S.; providing for a joint public meeting between conflicting entities; providing for mediation when no agreement is reached; creating s. 164.1056, F.S.; providing for final resolution of a conflict when there is a failure to resolve the conflict under the act; creating s. 164.1057, F.S.; specifying the manner of execution of the resolution of a conflict; renumbering and amending s. 164.104, F.S.; providing that a governmental entity that fails to participate in conflict resolution procedures shall be required to pay attorney's fees and costs under certain conditions; creating s. 164.1061, F.S.; providing for extension of the time requirements of the act; repealing ss. 164.103, 164.105, and 164.106, F.S., which provide procedures and requirements for resolution of governmental disputes and for tolling of statutes of limitations; providing effect on existing contracts and agreements; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Comprehensive Planning, Local and Military Affairs.

By Senator Carlton—

SB 1078—A bill to be entitled An act relating to local government; creating ss. 163.2511, 163.2514, 163.2517, 163.2520, 163.2523, and 163.2526, F.S., the Urban Infill and Redevelopment Act; providing legislative findings; providing definitions; authorizing counties and municipalities to designate urban infill and redevelopment areas based on specified criteria; requiring preparation of a plan or designation of an existing plan and providing requirements with respect thereto; requiring a public hearing; providing for amendment of the local comprehensive plan; providing that economic and regulatory incentives may be rescinded if the plan is not implemented; providing that counties and municipalities that have adopted such plan may issue revenue bonds and employ tax increment financing under the Community Redevelopment Act and exercise powers granted to community redevelopment neighborhood improvement districts; requiring a report by certain state agencies; providing a program for grants to counties and municipalities with urban infill and redevelopment areas; providing for review and evaluation of the act and requiring a report; amending s. 163.3180, F.S.; authorizing exemptions from the transportation facilities concurrency requirement for developments located in an urban infill and redevelopment area; amending s. 163.3187, F.S.; providing that comprehensive plan amendments to designate such areas are not subject to statutory limits on the frequency of plan amendments; including such areas within certain limitations relating to small scale development amendments; amending s. 187.201, F.S.; including policies relating to urban policy in the State Comprehensive Plan; amending s. 380.06, F.S., relating to developments of regional impact; increasing certain numerical standards for determining a substantial deviation for projects located in certain urban infill and redevelopment areas; amending s. 163.375, F.S.; authorizing acquisition by eminent domain of property in unincorporated enclaves surrounded by a community redevelopment area when necessary to accomplish a community development plan; amending s. 171.0413, F.S., relating to municipal annexation procedures; requiring public hearings; deleting a requirement that a separate referendum be held in the annexing municipality when the annexation exceeds a certain size and providing that the governing body may choose to hold such a referendum; providing procedures by which a county or combination of counties and the municipalities therein may develop and adopt a plan to improve the efficiency, accountability, and coordination of the delivery of local government services; providing for initiation of the process by resolution; providing requirements for the plan; requiring approval by the local governments' governing bodies and by referendum; authorizing municipal annexation through such plan; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; Commerce and Economic Opportunities; and Fiscal Policy.

By Senators Forman, Mitchell, Campbell, Kirkpatrick and Myers—

SB 1080—A bill to be entitled An act relating to human rights; creating s. 402.164, F.S.; providing legislative intent with respect to the duties and powers of the Statewide Human Rights Advocacy Committee and the district human rights advocacy committees; defining the term "client services" as used in ss. 402.164-402.167, F.S.; providing for the Statewide Human Rights Advocacy Committee to monitor the activities of, and investigate complaints against, state agencies that provide client services; amending s. 402.166, F.S.; revising the duties of the district human rights advocacy committees to conform to the expanded duties of the statewide committee; amending s. 402.167, F.S.; providing rule-making authority to the state agencies subject to investigation by the human rights advocacy committees; providing an effective date.

—was referred to the Committees on Children and Families; and Fiscal Policy.

By Senator Mitchell—

SB 1082—A bill to be entitled An act relating to Nassau County and the Nassau General Hospital; repealing chapter 21228, Laws of Florida, 1941, as amended, relating to the Nassau General Hospital; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Burt—

SB 1084—A bill to be entitled An act relating to children in need of services; amending s. 984.225, F.S., relating to powers of disposition; amending the requirements for placing a child in a staff-secure shelter; correcting cross-references; amending s. 984.226, F.S.; amending the judicial circuits included in a physically-secure-shelter pilot project; providing for waiver of the right to counsel in prescribed circumstances; amending the criteria for placement of a child in a physically secure shelter; providing time limits for placement in a physically secure shelter; providing for judicial review of the status of a child who is placed in a physically secure shelter; providing for referral of a child to the Department of Children and Family Services for dependency or mental health services; directing the Juvenile Justice Accountability Board to submit an implementation report and an evaluation report to the Legislature; requiring the Department of Juvenile Justice to submit proposed legislation and an implementation report; providing an effective date.

—was referred to the Committees on Children and Families; and Fiscal Policy.

By Senator Sebesta—

SB 1086—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending ss. 212.04 and 212.12, F.S.; increasing the maximum amount of tax remitted by a dealer to which the dealer's credit applies; repealing s. 212.18(5), F.S., which imposes an additional annual registration fee on dealers who have taxable sales or purchases of \$30,000 or more, and s. 212.20(6)(d), F.S., which provides for deposit of the proceeds of fees imposed under s. 212.18(5), F.S., in the Solid Waste Management Trust Fund; amending ss. 212.20, 218.65, and 288.1169, F.S., to conform and correct references; providing an effective date.

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

By Senator Forman—

SB 1088—A bill to be entitled An act relating to truancy; amending s. 229.8345, F.S.; defining a habitual truant; amending s. 236.081, F.S.; amending procedures that must be followed in determining the annual allocation to each school district for operation; requiring the average daily attendance of the student membership in each program to be calculated by school and by district; requiring average daily attendance to be used as the sole basis for determining the base student allocation; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Forman—

SB 1090—A bill to be entitled An act relating to fire safety; amending s. 471.003, F.S.; exempting licensed fire protection contractors from certain engineer registration requirements; amending s. 553.79, F.S.; clarifying required documents for fire sprinkler systems for building permit purposes; amending s. 633.021, F.S.; clarifying a limitation on certain definitions; clarifying authorization of certain persons to design fire protection systems; providing an effective date.

—was referred to the Committees on Regulated Industries; and Comprehensive Planning, Local and Military Affairs.

By Senator Holzendorf—

SB 1092—A bill to be entitled An act relating to insurance; creating s. 627.6245, F.S.; revising loss-of-time benefit requirements; providing definitions to be included in policy; requiring an insurer to refund premiums under specified conditions; requiring disclosure for overinsurance provision; authorizing the Department of Insurance to adopt rules; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Forman—

SB 1094—A bill to be entitled An act relating to community redevelopment; amending s. 163.387, F.S.; providing that certain hospital districts are exempt from the requirement that public bodies and taxing authorities pay tax increments to community redevelopment agencies; providing for retroactive application; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Resource.

By Senator Forman—

SB 1096—A bill to be entitled An act relating to traumatic brain injury; creating s. 402.09, F.S.; requiring the Department of Children and Family Services to provide community-based services, in certain circumstances, to individuals who have sustained traumatic brain injury; providing for rules; providing an effective date.

—was referred to the Committees on Children and Families; and Fiscal Policy.

SR 1098—Not referenced.

By Senator Forman—

SB 1100—A bill to be entitled An act relating to referrals by health care providers; amending s. 455.654, F.S.; redefining the term “health care provider” to include any business entity that provides clinical laboratory services for kidney dialysis or nephrology and that is vertically integrated with another entity that provides certain other related services; redefining the term “referral” to remove provisions excluding the orders, recommendations, and plans of care by a nephrologist for renal dialysis services and supplies from services that do not constitute a referral by a health care provider; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; Commerce and Economic Opportunities; and Fiscal Policy.

Senate Resolutions 1102—1106—Not referenced.

By Senator Silver—

SB 1108—A bill to be entitled An act relating to the Health Facilities Authorities Law; amending s. 154.209, F.S.; revising provisions relating to the power of the authority concerning an accounts receivable program; providing an effective date.

—was referred to the Committee on Health, Aging and Long-Term Care.

By Senator Campbell—

SB 1110—A bill to be entitled An act relating to waivers of liability; amending s. 125.35, F.S.; authorizing counties to waive sovereign immunity under specified circumstances in cases of lease or financing of air-

port or seaport operations or facilities or of real property; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Governmental Oversight and Productivity.

By Senator Campbell—

SB 1112—A bill to be entitled An act relating to discretionary sales surtaxes; amending s. 212.055, F.S.; authorizing any county to impose a county land use, environmental preservation, and growth control surtax by referendum; providing rate and time limitations; providing for the use of the surtax proceeds; providing an effective date.

—was referred to the Committees on Fiscal Resource; and Comprehensive Planning, Local and Military Affairs.

By Senator Campbell—

SB 1114—A bill to be entitled An act relating to health care; requiring health maintenance organizations to provide for the resolution of grievances brought by subscribers; specifying the services to be included in a grievance system; requiring health maintenance organizations to establish an informal appeal process; providing for a formal internal appeal process; providing for an external appeal when a subscriber is dissatisfied with the results of a formal appeal; providing for the grievance to be reviewed by an independent utilization review organization; providing for a party to appeal a decision by the utilization review organization to the Agency for Health Care Administration; requiring that the Agency for Health Care Administration enter into contracts with utilization review organizations for the purpose of reviewing appeals; authorizing the agency to adopt rules; providing for the right of a subscriber to maintain an action against a health maintenance organization; providing definitions; providing that a health maintenance organization has the duty to exercise ordinary care when making treatment decisions; providing that a health maintenance organization is liable for damages for harm caused by failure to exercise ordinary care; providing certain limitations on actions; providing for a claim of liability to be reviewed by an independent review organization; providing for the statute of limitations to be tolled under certain circumstances; requiring a health maintenance organization to disclose certain information to subscribers and prospective subscribers; specifying additional information that must be provided upon the request of a subscriber or prospective subscriber; requiring that a health maintenance organization provide notice if a provider is unavailable to render services; providing requirements for the notice; requiring health maintenance organizations to make certain allowances in developing provider profiles and measuring the performance of health care providers; providing for such information to be made available to the Department of Insurance, the Agency for Health Care Administration, and subscribers; prohibiting a health maintenance organization from taking retaliatory action against an employee for certain actions or disclosures concerning improper patient care; requiring that a health maintenance organization refer a subscriber to an outside provider in cases in which there is not a provider within the organization's network to provide a covered benefit; specifying circumstances under which a health maintenance organization must refer a subscriber to a specialist; limiting the cost of services provided by a nonparticipating provider; providing for a standing referral to a specialist under certain circumstances; requiring that a health maintenance organization provide a procedure to allow a subscriber to obtain drugs that are not included in the organization's drug formulary; prohibiting a health maintenance organization from arbitrarily interfering with certain decisions of a health care provider; prohibiting a health maintenance organization from discriminating against a subscriber based on race, national origin, and other factors; requiring health maintenance organizations to establish a policy governing the termination of health care providers; providing requirements for the policy; authorizing the Insurance Commissioner to suspend or revoke a certificate of authority upon finding certain violations by a health maintenance organization; providing for civil penalties; creating the “Access to Emergency Medical Services Act”; providing findings and purpose; requiring a health plan that provides coverage for emergency services to cover emergency services furnished to a subscriber under specified circumstances; requiring the health plan to promptly pay for services; prohibiting a

health plan from imposing certain types of cost-sharing; providing that a health plan may impose a reasonable copayment; providing requirements for a health plan with respect to providing prior authorization; specifying circumstances under which a health plan is deemed to have approved a request for prior authorization for certain services; prohibiting a health plan from subsequently denying or reducing payment for items or services; requiring that a health plan include certain information in educational materials; providing civil penalties; requiring that the Director of Health Care Administration take certain factors into consideration in imposing a civil penalty; requiring the Agency for Health Care Administration to adopt rules; providing definitions; repealing s. 641.513, F.S., relating to requirements for providing emergency services and care; amending ss. 408.706, 627.419, F.S.; creating s. 641.3151, F.S.; deleting provisions governing recruitment and retention of health care providers in a community health purchasing alliance district; providing free choice to subscribers to certain health care plans, and to persons covered under certain health insurance policies or contracts, in the selection of specified health care providers; prohibiting coercion of provider selection; specifying conditions under which any health care provider must be permitted to provide services under a health care plan or health insurance policy or contract; amending s. 627.6577, F.S.; creating ss. 636.0165, 641.3157, F.S.; providing for freedom of choice for dental patients; providing limitations; providing for civil penalties; providing application; amending s. 641.28, F.S.; limiting the parties that may recover attorney's fees and court costs in an action to enforce the terms of a health maintenance contract; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health, Aging and Long-Term Care; and Fiscal Policy.

By Senator Laurent—

SB 1116—A bill to be entitled An act relating to school district improvement; amending s. 229.0535, F.S.; clarifying State Board of Education authority to enforce school and school district improvement; providing legislative intent that the State Board of Education and the school district work in partnership to achieve improvement; requiring consultation with the superintendent; expanding the authority of the state board to intervene in the operation of a district school system under described circumstances; providing for recommended actions and sanctions; requiring the state board to make specified recommendations; amending s. 230.23, F.S., to conform; providing an effective date.

—was referred to the Committee on Education.

By Senators Laurent and Kirkpatrick—

SB 1118—A bill to be entitled An act relating to aquaculture; amending s. 370.027, F.S.; providing that marine aquaculture products are exempt from Fish and Wildlife Conservation Commission rules; amending s. 370.06, F.S.; deleting the aquaculture of anadromous sturgeon from licensure; requiring that specific management practices be incorporated into special activity licenses; amending s. 370.10, F.S.; authorizing the taking of saltwater species for aquacultural purposes; amending s. 370.26, F.S.; redefining the terms "marine product facility" and "marine aquaculture producer"; amending s. 372.0025, F.S.; providing for regulatory responsibilities over the Florida Aquaculture Policy Act; amending s. 372.65, F.S.; providing for an exemption; amending s. 597.0015, F.S.; redefining the term "aquaculture producers"; amending s. 597.004, F.S.; providing for restrictions on aquaculture certificates; amending s. 597.0041, F.S.; providing for the revocation of certificates; providing an effective date.

—was referred to the Committees on Agriculture and Consumer Services; and Natural Resources.

By Senator Laurent—

SJR 1120—A joint resolution creating Article VII, Section 19, of the State Constitution; establishing the Tobacco Settlement Endowment

Trust Fund as a permanent endowment for the provision of vital services.

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

By Senator Silver—

SB 1122—A bill to be entitled An act relating to the lead-acid battery fee; amending ss. 403.717 and 403.7185, F.S.; specifying that the fee applies to new or remanufactured lead-acid batteries sold at retail; providing an effective date.

—was referred to the Committee on Fiscal Resource.

By Senator Silver—

SB 1124—A bill to be entitled An act relating to motor vehicle licenses; amending s. 320.06, F.S.; eliminating the requirement that a permanent validation sticker be issued in connection with each license plate and revising requirements relating to the annual validation sticker; requiring that an annual validation decal be issued in connection with each license plate in addition to the annual validation sticker; providing exemptions; amending ss. 320.03, 320.031, F.S.; providing for issuance of decals by tax collectors and delivery of decals by mail; amending s. 320.061, F.S.; providing a penalty for altering a decal; amending s. 320.07, F.S.; providing penalties for operating a motor vehicle without a current decal; amending s. 320.071, F.S.; providing for issuance of decals as part of the advance registration renewal process; providing a penalty; amending s. 320.26, F.S.; providing a penalty for counterfeiting decals; amending s. 320.261, F.S.; providing a penalty for attaching a decal to a vehicle to which the decal was not assigned; amending ss. 320.04, 320.0607, 320.0657, 320.084, 320.10, 921.0022, F.S., relating to service charges, replacement plates and decals, fleet license plates, disabled veterans' license plates, licensing of exempt vehicles, and an offense severity ranking chart, to conform; providing an effective date.

—was referred to the Committees on Transportation and Fiscal Policy.

By Senator Bronson—

SB 1126—A bill to be entitled An act relating to social services funding; amending s. 394.908, F.S., relating to alcohol, drug abuse, and mental health funding equity; providing that any service district of the Department of Children and Family Services that receives less than the statewide average funding level per person on an annual basis shall not have funds deducted during any reduction in the level of recurring appropriations until such district's funding level is equal to the statewide average funding level; amending s. 409.915, F.S., relating to county contributions to Medicaid; providing for credits against funds owed for certain items of care and service, based on the recurring funding per person of such service districts for alcohol, drug abuse, and mental health services; providing an effective date.

—was referred to the Committees on Children and Families; and Fiscal Policy.

By Senator Hargrett—

SB 1128—A bill to be entitled An act relating to special districts; repealing ss. 189.429, 191.015, F.S., as amended, which relate, respectively, to codification of special acts relating to special districts and fire control districts; providing an effective date.

—was referred to the Committee on Comprehensive Planning, Local and Military Affairs.

By Senator Hargrett—

SB 1130—A bill to be entitled An act relating to urban development; creating the “Front Porch Florida Act”; expressing the legislative intent to advance an urban policy designed to help communities rebuild their neighborhoods; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

By Senator Kirkpatrick—

SB 1132—A bill to be entitled An act appropriating funds for community-based litter-prevention programs; providing an effective date.

—was referred to the Committees on Natural Resources and Fiscal Policy.

By Senator Kirkpatrick—

SB 1134—A bill to be entitled An act relating to Medicaid managed health care; amending s. 409.912, F.S.; authorizing the Agency for Health Care Administration to award additional contracts for providing comprehensive behavioral health care services to certain Medicaid recipients; defining the term “comprehensive behavioral health care services”; providing a deadline for implementing this act; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Fiscal Policy.

By Senator Kirkpatrick—

SB 1136—A bill to be entitled An act relating to military affairs; amending s. 250.10, F.S.; requiring the Adjutant General of the state to establish a specified post exchange store; providing for location of the post exchange store; providing purpose; providing for deposit of specified moneys in the Camp Blanding Management Trust Fund; providing for use of funds; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

By Senator Horne—

SB 1138—A bill to be entitled An act relating to Medicaid school-based services; creating the Medicaid Oversight Commission; providing for commission organization, membership, and duties; providing duties of the Agency for Health Care Administration; providing for reimbursement for per diem, travel expenses, and child care expenses; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; Governmental Oversight and Productivity; and Fiscal Policy.

By Senators Brown-Waite, Campbell and Meek—

SB 1140—A bill to be entitled An act relating to nursing homes; creating the “Bob Byram Nursing Home Care Reform Act”; creating s. 400.0115, F.S.; providing legislative findings and intent; requiring studies and recommendations by the Agency for Health Care Administration; amending s. 400.022, F.S.; revising rights of residents of nursing home facilities and providing additional rights; providing for a user-friendly poster of residents’ rights; amending s. 400.0231, F.S.; requiring facilities to keep complete and accurate medical records; providing a rebuttable presumption in the absence of such records; amending s. 400.0255, F.S.; providing definitions and requirements relating to discharge or transfer of residents; amending s. 400.063, F.S.; conforming a cross-reference; amending s. 400.121, F.S.; authorizing payment of facility fines or recovery costs by setoffs from amounts otherwise payable to

the facility; providing requirements for review of administrative proceedings challenging agency enforcement actions; amending s. 400.151, F.S.; requiring agency approval of the form of facility contracts with residents; providing exceptions; amending s. 400.162, F.S.; providing minimum requirements for policies regarding the safekeeping of residents’ property; amending s. 400.23, F.S.; providing minimum staffing requirements; requiring recordkeeping with respect to staffing and report of staffing shortfalls; increasing membership on the Nursing Home Advisory Committee; authorizing the agency to downgrade facility ratings under certain circumstances; requiring issuance of amended licenses reflecting facility ratings changes; revising certain ratings requirements; providing additional acts classified as deficiencies; providing penalties and increasing maximum fines; amending s. 400.241, F.S.; prohibiting willful interference with unannounced required inspections of a facility; providing a penalty; amending s. 400.29, F.S.; requiring the agency to make certain updated information available to the public; amending s. 415.107, F.S.; providing that the identity of a person reporting adult abuse, neglect, or exploitation may be released to the Attorney General’s Medicaid Fraud Control Unit; amending ss. 435.03 and 435.04, F.S.; providing for employment screening of persons convicted under s. 825.1035, F.S.; creating s. 825.1035, F.S.; providing a penalty for failure to report known abuse, neglect, or exploitation of a nursing home resident to law enforcement; amending s. 394.4625, F.S.; conforming a cross-reference; providing an appropriation; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Fiscal Policy.

By Senator Bronson—

SB 1142—A bill to be entitled An act relating to solid and hazardous waste management; directing the Department of Environmental Protection to provide trust fund moneys to the Southern Waste Information Exchange, Inc., to assist small businesses in reducing waste; providing an effective date.

—was referred to the Committees on Natural Resources; Commerce and Economic Opportunities; and Fiscal Policy.

By Senator Dyer—

SB 1144—A bill to be entitled An act relating to government accountability; amending s. 11.066, F.S.; providing that property of the state or a monetary recovery made on behalf of the state is not subject to a lien unless authorized by law; amending s. 112.3175, F.S.; providing that certain contracts executed in violation of part III of ch. 112, F.S., are presumed void or voidable; amending s. 112.3185, F.S.; prohibiting a state employee from holding certain employment or contractual relationships following resignation of such employment; amending s. 287.058, F.S.; requiring that certain state contracts be subject to cancellation upon refusal by the contractor to allow access to public records; amending s. 287.059, F.S.; providing additional requirements for contracts for private attorney services; providing requirements for contingency fee contracts; providing requirements if multiple law firms are parties to a contract; providing requirements for private attorneys with respect to maintaining documents and records and making such documents and records available for inspection; providing an effective date.

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

By Senator Clary—

SM 1146—A memorial to the Congress of the United States opposing the Biosphere Reserves designation of the Man and the Biosphere Program and urging that the proposed Biodiversity Treaty not be ratified by the United States.

—was referred to the Committee on Rules and Calendar.

By Senator Clary—

SB 1148—A bill to be entitled An act relating to the Florida Building Code; amending s. 161.56, F.S.; making a technical correction; amending s. 468.607, F.S.; providing for continuing validation of certifications of certain building inspectors and plans examiners for a certain period of time; amending s. 468.609, F.S.; clarifying the qualifications of persons eligible to take the certain certification examinations; amending ss. 489.115, 497.255, 553.06, 553.73, 553.74, 553.141, 553.503, 553.506, and 553.512; changing references from the Board of Building Codes and Standards to the Florida Building Commission; amending s. 62 of ch. 98-287, Laws of Florida; exempting the rule adopting the Florida Building Code from challenge as a proposed rule; specifying effectiveness upon legislative approval; amending s. 553.73, F.S.; clarifying the effect on local governments of adopting and updating the Florida Building Code; specifying that amendments to certain standards or criteria are effective statewide only upon adoption by the commission; prohibiting persons who participate in the passage of a local amendment from sitting on a countywide compliance review board; amending s. 553.77, F.S.; revising the powers of the commission; conforming a cross-reference; amending s. 553.781, F.S.; clarifying that the Department of Business and Professional Regulation conduct disciplinary investigations and take disciplinary actions; amending s. 553.80, F.S.; deleting a cross-reference; repealing s. 471.017(3), F.S., relating to certain continuing education requirements; repealing s. 489.513(7), F.S., relating to tracking registration violations; providing effective dates.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; Regulated Industries; and Fiscal Policy.

By Senator Clary—

SB 1150—A bill to be entitled An act relating to military base retention; amending s. 288.980, F.S.; providing legislative intent; providing for the role of the Florida Defense Alliance; providing funding; removing a limitation on the amount of a grant under the Florida Military Installation Reuse Planning and Marketing Grant Program; increasing a grant limitation with respect to the Florida Defense Planning Grant Program; reducing the amount of matching funds required under certain grant programs; providing a cap on the payment of administrative expenses from certain grants; providing an appropriation; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

By Senators Kirkpatrick and Forman—

SB 1152—A bill to be entitled An act relating to optometry; amending s. 463.002, F.S.; revising definitions; amending s. 463.005, F.S.; revising requirements relating to rules of the Board of Optometry; amending s. 463.0055, F.S.; authorizing administration and prescription of pharmaceutical agents within the scope and standards of optometric practice as established by the board by rule and providing requirements with respect thereto; amending ss. 463.0057, 463.006, and 463.009, F.S., relating to optometric faculty certificates, licensure and certification by examination, and supportive personnel, to conform; amending s. 463.0135, F.S.; clarifying scope of optometric practice; amending s. 463.014, F.S.; eliminating the prohibition against the prescribing, ordering, dispensing, administering, supplying, selling, or giving of systemic drugs, to conform; eliminating the prohibition against the use of laser technology and authorizing such use within the scope and standards of optometric practice as established by the board by rule; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Agriculture and Consumer Services.

By Senator Saunders—

SB 1154—A bill to be entitled An act relating to the school year; amending s. 228.041, F.S., relating to definitions of “school day,” “school year,” “year of service,” and “year-round school”; extending the length of

the school year for students and for school employees; amending s. 230.23, F.S., relating to powers and duties of the school board; increasing the length of the school year to 186 days; amending s. 230.33, F.S., relating to duties and responsibilities of the superintendent; increasing the length of the school year to 186 days; amending s. 236.013, F.S.; revising definitions related to education funding to reflect the increase in the length of the school year; amending s. 236.02, F.S.; increasing the length of the school year to a term of at least 186 actual teaching days; increasing the term of service for school employees to 207 days; amending s. 236.08106, F.S., relating to the Excellent Teaching Program; increasing term of service for school employees to 207 days; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Silver—

SB 1156—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.08, F.S.; providing an exemption for personal or real property purchased or leased for use in the operation of a television broadcasting station that meets specified criteria; requiring return of tax refunds plus interest and penalties if certain criteria are not met; providing limitations; providing an effective date.

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

By Senator Silver—

SB 1158—A bill to be entitled An act relating to postconviction proceedings; creating the “Death Penalty Appeals Reform Act of 1999”; amending s. 27.701, F.S., relating to capital collateral regional counsels; removing time limitation upon running for or holding state office by regional counsel in order to permit a person appointed as regional counsel to run for or accept appointment to a state office within 2 years following vacation of office; amending s. 27.702, F.S., relating to duties of the capital collateral regional counsel; providing for certain representation of persons sentenced to death to conform to changes made by the act; providing a cross-reference; prohibiting any state employee, or person contracting with a state officer, from using state resources to file, argue, research, or prepare in any way a “successive postconviction pleading,” as defined, in state or federal court; restricting the use of state resources to the filing of one postconviction pleading in any of specified courts; amending s. 27.708, F.S., relating to access to prisoners and compliance by capital collateral regional counsel with the Florida Rules of Criminal Procedure; removing reference to compliance with such rules and providing for compliance by the regional counsel with s. 924.055, F.S., to conform to changes made by the act; amending s. 27.710, F.S., relating to registry of attorneys applying to represent persons in postconviction capital collateral proceedings and notification to the Attorney General; revising guidelines and time limitation for certain notice relating to appointment of counsel to conform to changes made by the act; amending s. 27.711, F.S., relating to terms and conditions of appointment of attorneys as counsel in postconviction capital collateral proceedings; substituting reference to timely filing of motion for postconviction relief under the Florida Rules of Criminal Procedure with reference to filing under s. 924.055, F.S., to conform to changes made by the act; amending s. 79.01, F.S., relating to application and writ of habeas corpus; providing that a judgment of conviction or sentence which has been affirmed on direct appeal constitutes lawful authority to detain a person for purposes of construing specified provisions unless the trial court did not have jurisdiction over the person or subject matter jurisdiction, or unless the trial court exceeded the maximum sentence allowed by statute; amending s. 119.19, F.S., relating to capital postconviction public records production; substituting reference to certain court rules with reference to s. 924.055, F.S., to conform to changes made by the act; conforming terminology; removing requirements that the Attorney General provide certain notification to the Department of Corrections and that the department deliver certain public records to the capital postconviction records repository; providing for certain notification of compliance by law enforcement agencies to the state attorney in lieu of the Attorney General; removing certain requirements for notification or certification of compliance by the Secretary of Corrections, public defenders or private counsel, state attorneys, the Attorney General, and other persons or agencies; revising guidelines and time limitations relating to

certain notification to law enforcement agencies, provision of public records by law enforcement agencies, written demands for public records or additional records by counsel representing defendants, and filing of objections and hearings on demands; conforming terminology; removing provisions relating to pending court motions to conform to changes made by the act; removing provisions relating to filing of affidavits of diligent search of the records repository by defendant's counsel; removing provisions relating to court orders for agency production of additional public records; removing requirement that the trial court resolve disputes arising under s. 119.19, F.S.; revising responsibilities and duties of defendant's counsel, including duties relating to copying of records at the records repository; prohibiting defendant's counsel from soliciting another person to make a request for public records; providing for imposition of sanctions; providing that the provisions of s. 119.19, F.S., do not constitute grounds to expand the time limitations in s. 924.055, F.S.; amending s. 922.06, F.S., relating to stay of execution of death sentence; providing that the execution of a death sentence may be stayed only by the Governor incident to a direct appeal, a postconviction proceeding conducted in accordance with specified provisions, or a habeas corpus proceeding conducted in accordance with specified provisions; conforming terminology to changes made by the act; reenacting s. 922.052(2), F.S., relating to issuance of warrant of execution, to incorporate the amendment in a reference; amending s. 924.051, F.S., relating to terms and conditions of appeals and collateral review in criminal cases; removing provisions prohibiting consideration of motion for collateral or other postconviction relief in a capital case under specified circumstances and removing provisions prohibiting calling of expert witness to testify unless approved by the court; specifying that collateral relief is not available based on certain grounds "in a noncapital proceeding"; specifying in a "collateral noncapital proceeding" which party has the burden of demonstrating prejudicial error; conforming terminology to changes made by the act; amending s. 924.055, F.S., relating to postconviction review in capital cases; providing legislative findings and intent; providing procedures for state postconviction proceedings in capital cases in which the trial court imposes a sentence of death; requiring appointment of private counsel, or of a public defender of a circuit that has not represented the defendant within a specified period after imposition of a death sentence; providing an exception and prohibiting expenditure of state resources if the defendant declines the appointment of postconviction counsel; requiring the defendant to waive attorney-client privilege with trial counsel regarding certain matters; requiring the defendant to instruct his or her trial counsel to assist and cooperate fully with postconviction counsel; providing circumstances under which the defendant is not entitled to further postconviction legal representation provided by the state; requiring the court to order that postconviction counsel be excused from representing the defendant, and prohibiting expenditure of further state resources for postconviction representation of that defendant, under specified circumstances when the defendant has requested removal of counsel; restricting the number of pleadings and appeals that appointed counsel may file to one pleading seeking postconviction relief in state court, one pleading seeking postconviction in federal district court, and, if deemed necessary and appropriate under federal law, one appeal in the federal circuit court of appeals; permitting the filing of an appropriate petition in the United States Supreme Court if deemed necessary and permissible under federal law; requiring notice by the state attorney to the deceased victim's family regarding orders for appointment of postconviction counsel; requiring the state attorney and the defendant's trial counsel to provide copies of certain records and documents to postconviction counsel within a specified period; providing that a claim or demand regarding public records does not constitute legal cause for a court to consider any postconviction pleading filed in violation of specified provisions; requiring orders for expedited transcripts and provision of copies to postconviction counsel within a specified period; requiring all postconviction pleadings that challenge the judgment or sentence, including challenges to effectiveness of counsel, to be filed in the Florida Supreme Court within 30 days after the Supreme Court issues a mandate on a direct appeal affirming a sentence of death; requiring the filing of any postconviction action challenging the effectiveness of the defendant's counsel on direct appeal within 90 days after the Supreme Court issues its mandate; prohibiting the Supreme Court from entertaining a pleading filed in violation of certain time limitations; providing an exception to permit the defendant one 30-day extension; permitting the Attorney General to file any responsive pleading within 60 days after the filing of any postconviction petition; providing for extensions of time; prohibiting the consideration of amendments to a pleading which are filed in violation of the time limitations; providing that factual allegations made by the defendant in any petition and not admitted by the state are deemed denied; prohibiting the expenditure of

state resources in preparation or consideration of any pleading, claim, or amendment to a pleading filed in violation of specified provisions; providing for applicability of such provisions to cases in which the trial court imposed a sentence of death before July 1, 1999; requiring constructive waiver of pleadings filed in violation of such provisions; providing for denial of all postconviction claims in that case by operation of law; providing that the alleged inability of postconviction counsel to provide legal representation or obtain evidence or records may not be a basis for consideration of pleadings filed in violation of the time limitations; prescribing a restriction upon the amount and rate of compensation to which private counsel is entitled if the postconviction claim is denied by operation of law, and prohibiting reappointment of the private counsel in future capital postconviction proceedings under certain circumstances; specifying that a postconviction claim may not be based on any ground that was or could not have been raised at trial or, if properly preserved, on direct appeal; requiring denial as a matter of law of such an unbased claim and prohibiting the court from considering it; requiring the defendant to explain with specificity why each claim is based on a ground that was not or could not have been so raised; providing for applicability of such provisions to cases in which the trial court imposed a sentence of death before July 1, 1999; prohibiting the court from granting relief on a postconviction claim unless the defendant demonstrates clearly and convincingly that but for the alleged collateral error there would have been a different outcome at trial, in the penalty phase, or on appeal; requiring the court to apply the rule of harmless error to any capital postconviction pleading; providing for applicability of such provisions to cases in which the trial court imposed a sentence of death before July 1, 1999; requiring the circuit court to conduct an evidentiary hearing within a specified period if requested by the defendant; providing that the defendant may call to testify at the hearing only those witnesses identified in the postconviction pleading; providing that no expert witness may be called unless approved by the court; requiring the court to issue a final order denying or granting postconviction relief within 10 days after the conclusion of the hearing; requiring the Supreme Court to render a final decision denying or granting any postconviction relief or remanding the case within a specified period; requiring the circuit court to expedite any case so remanded and make all factual findings and conclusions of law within a specified period; requiring the Supreme Court to render a final decision within 90 days of the circuit court's order on remand; prohibiting any state court from hearing a successive petition for postconviction relief of any type in a capital case; prohibiting the utilization by a state employee, contracting party, or other person receiving state compensation to file a successive postconviction claim in a state or federal court; requiring the Attorney General to notify the Speaker of the House of Representatives, the President of the Senate, and the Commission on the Administration of Justice regarding an attempt by such person receiving state compensation to file a successive postconviction claim in a state or federal court; providing for applicability of such provisions to cases in which the trial court imposed a sentence of death before July 1, 1999; providing postconviction procedures applicable to cases in which the trial court imposed a sentence of death before July 1, 1999; revising guidelines and time limitations previously applicable to such cases under former s. 924.055, F.S.; requiring filing of the motion for postconviction relief in the trial court, or filing of the claim alleging ineffectiveness of counsel in the Supreme Court, within 180 days after the effective date of the act; prohibiting the filing of any further motion, or amendment to a motion, for postconviction relief after this 180-day period; providing that failure by the defendant to file the motion or claim within this period constitutes waiver of all postconviction claims, and providing for such claims to be denied by operation of law; providing that a claim by defendant or defendant's postconviction counsel that the counsel is unable to meet this time limitation does not constitute legal cause for a court to allow a filing in violation of this time limitation; providing that a claim regarding public records or other matters does not constitute legal cause for the court to consider any postconviction pleading filed in violation of specified provisions; prohibiting the circuit court from entertaining any pleading filed in violation of the 180-day time limitation; providing an exception permitting the court to grant a 30-day extension; providing for the state attorney or Attorney General to file any responsive pleading within 30 days after the filing of any postconviction motion; providing that matters alleged by the defendant and not admitted by the state are deemed denied; providing for a 30-day extension; requiring the state attorney and the defendant's trial counsel to provide copies of certain records and documents to postconviction counsel within a specified period; providing an exception; reenacting s. 27.7091, F.S., relating to legislative recommendations to Supreme Court regarding capital postconviction proceedings, to incorporate the amendment in references; repealing Rule 3.850, Florida Rules of Criminal

Procedure, relating to grant of new trial, to the extent of inconsistency with the act; repealing Rule 3.851, Florida Rules of Criminal Procedure, relating to collateral relief after death sentence has been imposed; providing an effective date.

—was referred to the Committees on Criminal Justice, Judiciary and Fiscal Policy.

By Senator Kurth—

SB 1160—A bill to be entitled An act relating to health insurance; creating the “Equity in Contraceptive Coverage Act of 1999”; providing legislative findings and intent; providing requirements with respect to plans provided by religious health plan sponsors; creating ss. 627.64061 and 627.65741, F.S., and amending 641.31, F.S.; requiring certain health insurance policies and health maintenance contracts to provide coverage for prescription oral contraceptives; amending s. 627.6515, F.S.; applying certain requirements for group coverage to out-of-state groups; amending s. 627.6699, F.S.; applying certain requirements for group coverage to coverage for small employers; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senators Scott and Geller—

SB 1162—A bill to be entitled An act relating to the Beverage Law; amending s. 561.01, F.S.; redefining the term “discount in the usual course of business” as it relates to malt beverage distributors; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senator Silver—

SB 1164—A bill to be entitled An act relating to judicial employees; amending s. 121.055, F.S.; adding assistant state attorneys, assistant statewide prosecutors, and assistant public defenders to the Senior Management Service Class of the Florida Retirement System; authorizing the state courts to pay Selected Exempt Service benefits to judicial assistants; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By Senators Saunders and Latvala—

SB 1166—A bill to be entitled An act relating to workers' compensation; amending s. 440.15, F.S.; providing a method for coordination of workers' compensation benefits; providing that specific supplemental payments are not workers' compensation benefits; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Bronson—

SB 1168—A bill to be entitled An act relating to condominiums; amending s. 718.105, F.S.; requiring the filing of a certificate attesting to the payment of certain taxes with the county tax collector upon the filing of condominium declarations or upon a change in ownership of the condominium; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senator Silver—

SB 1170—A bill to be entitled An act relating to insurance; creating s. 627.5015, F.S.; prohibiting delivery or issuance of industrial life insur-

ance policies after a certain date; providing application; requiring disclosure of certain information to policyholders or premium payors; amending ss. 627.4555 and 627.5045, F.S.; deleting an application exception from certain secondary notice requirements; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Rossin—

SB 1172—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for information provided to state attorneys and sheriffs by persons who take minor children when fleeing from domestic violence; providing for future review and repeal; providing findings of public necessity; providing a contingent effective date.

—was referred to the Committees on Children and Families; and Criminal Justice.

By Senator Rossin—

SB 1174—A bill to be entitled An act relating to interference with custody; amending s. 787.03, F.S.; prescribing duties of persons who take minor children when fleeing from situations of actual or threatened domestic violence; providing penalties; providing an effective date.

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

By Senator Silver—

SB 1176—A bill to be entitled An act relating to domestic violence; amending s. 25.385, F.S.; providing for instruction for circuit and county judges in domestic violence; redefining the term “domestic violence” for purposes of training provided by the Florida Court Educational Council; defining “judge who has responsibility for cases of domestic violence”; revising duties of the council; providing for a comprehensive domestic violence education plan and tools; requiring the council to develop educational programs on domestic violence; providing the programs may be a part of other programs offered by the Office of State Courts Administrator; providing for maintenance by the office of certain records of judicial attendance of such programs; providing for public inspection of the records; providing for inclusion of certain information with respect to the programs in the annual report by the council to the Governor and Legislature; amending s. 61.13, F.S.; prohibiting the court from awarding visitation rights to a parent who has been convicted of a capital felony or a first-degree felony that involved domestic violence; providing certain exceptions; requiring that the Supreme Court through The Florida Bar annually report to the Governor and Legislature on its courses of continuing legal education on domestic violence; amending s. 741.28, F.S.; redefining the term “domestic violence” to delete the requirement that the victim and alleged perpetrator reside or have formerly resided in the same dwelling unit; amending s. 741.30, F.S.; revising the degree of danger required for issuance of an injunction for protection against domestic violence; providing for evidence to be presented at a hearing for which both parties have received notice; authorizing the court to enter an order for the protection of minor children against domestic violence; revising notice requirements for a respondent who does not attend the hearing on a temporary injunction; amending s. 784.046, F.S.; authorizing the court to extend an injunction during a continuance; providing an effective date.

—was referred to the Committees on Judiciary; Children and Families; and Fiscal Policy.

By Senator Silver—

SB 1178—A bill to be entitled An act relating to the juvenile justice continuum; creating s. 985.3065, F.S.; authorizing a law enforcement agency or school district to establish a prearrest diversion program in cooperation with the state attorney; providing that a child may be re-

quired to surrender his or her driver's license under the program; authorizing the state attorney to notify the Department of Highway Safety and Motor Vehicles to suspend the driver's license of a child who fails to comply with the requirements of the prearrest diversion program; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senators Bronson and Forman—

SB 1180—A bill to be entitled An act relating to the National Pollutant Discharge Elimination System; deleting an obsolete provision; providing an effective date.

—was referred to the Committee on Natural Resources.

By Senator Silver—

SB 1182—A bill to be entitled An act relating to medical treatment of violent wounds; amending s. 790.24, F.S.; requiring medical personnel to report life-threatening wounds to the sheriff; providing penalties; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Mitchell—

SB 1184—A bill to be entitled An act relating to the Florida Retirement System; amending ss. 121.021 and 121.052, F.S.; providing that members in the system shall be vested after 5 years of creditable service; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Mitchell—

SB 1186—A bill to be entitled An act relating to teacher certification; amending s. 231.17, F.S.; providing for the certification of applicants who hold a bachelor's degree in speech-language impairment; requiring the adoption of rules; providing an effective date.

—was referred to the Committee on Education.

By Senator Mitchell—

SB 1188—A bill to be entitled An act relating to counties; authorizing the Department of Community Affairs to establish a grant program to assist rural counties in financing studies regarding the establishment of multiple service taxing or benefit units; providing for rules; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Resource.

By Senator Mitchell—

SB 1190—A bill to be entitled An act relating to children in foster care placement or relative placement; requiring the development of a pilot educational enhancement project to provide specialized services to children in Alachua County and Citrus County; providing requirements; providing an effective date.

—was referred to the Committees on Children and Families; and Fiscal Policy.

By Senator Mitchell—

SB 1192—A bill to be entitled An act relating to the naming of state buildings and other facilities; amending s. 267.062, F.S.; prohibiting the naming of any state building, road, bridge, park, recreational complex, or other similar facility for any elected public official in office or any other living person; requiring notice; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Rules and Calendar.

By Senator Mitchell—

SB 1194—A bill to be entitled An act relating to education; amending s. 233.0612, F.S.; authorizing school districts to provide instruction in the history of labor; providing an effective date.

—was referred to the Committee on Education.

By Senator Mitchell—

SB 1196—A bill to be entitled An act relating to aeronautics; creating the Commission on the Future of Aeronautics and Space in Florida; providing for qualifications and appointment of members; directing the commission to study and make recommendations regarding specified areas relating to aeronautics and aerospace in the state; requiring reports; providing for termination of the commission; providing an effective date.

—was referred to the Committees on Transportation; Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Mitchell—

SB 1198—A bill to be entitled An act relating to ethics; requiring lobbyists who request a state legislator to sponsor or oppose a bill to make certain disclosures to the Office of Legislative Services; prohibiting state legislators from submitting a false or improper expense voucher; providing a criminal penalty; requiring the Office of Legislative Services to notify the President of the Senate and the Speaker of the House of Representatives when a legislator submits a false or improper expense voucher; requiring state legislators to file with the Commission on Ethics a list of lobbyists, political committees, and committees of continuous existence with which the legislator intends to conduct business; requiring a report to the commission of personal income received from the business relationship; providing an effective date.

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

By Senator Sullivan—

SB 1200—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.031, F.S.; providing that the tax on the lease or rental of or license in real property does not apply when the property is a public or private street or right-of-way used by a utility or franchised cable television company for utility, television, or communication purposes; providing an effective date.

—was referred to the Committees on Fiscal Resource and Regulated Industries.

By Senator Grant—

SB 1202—A bill to be entitled An act relating to workers' compensation; amending s. 440.092, F.S.; specifying special requirements for compensability with respect to officers who are going to or coming from work in law enforcement or corrections vehicles; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Fiscal Policy.

By Senator Grant—

SB 1204—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 procedures; 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 Oversight and Productivity; and Fiscal Policy.

By Senator Webster—

SB 1206—A bill to be entitled An act relating to construction liens and bonds; amending s. 255.05, F.S., relating to payment bonds of contractors constructing public buildings; providing that the time periods required for providing certain notices or bringing certain actions are not determined by the issuance of a certificate of occupancy or a certificate of substantial completion; amending s. 713.01, F.S.; redefining the term “lienor” for purposes of chapter 713, F.S.; amending s. 713.06, F.S.; clarifying certain notice requirements with respect to perfecting a lien for labor, services, or materials furnished under contract; amending s. 713.08, F.S.; providing that the time period required for recording a claim of lien is not determined by the issuance of a certificate of occupancy or a certificate of substantial completion; amending s. 713.135, F.S.; clarifying circumstances under which an entity issuing a building permit is subject to disciplinary procedures; amending s. 468.621, F.S.; providing for disciplinary action against building code administrators and inspectors who fail to enforce specified notice requirements; amending s. 713.18, F.S., relating to service of notices and other instruments; providing for overnight delivery or second-day delivery under certain circumstances; amending s. 713.23, F.S.; providing that the time periods required for serving a notice of nonpayment or bringing certain actions are not determined by the issuance of a certificate of occupancy or a certificate of substantial completion; providing an effective date.

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

By Senator Grant—

SB 1208—A bill to be entitled An act relating to the judiciary; amending ss. 35.02, 35.03, 35.042, 35.043, F.S.; adjusting judicial circuits comprising appellate districts; creating ss. 35.044, 35.045, F.S.; establishing two additional appellate districts; providing for the development of a schedule for implementation and identification of needed resources; providing an effective date.

—was referred to the Committees on Judiciary and Fiscal Policy.

By Senator Grant—

SB 1210—A bill to be entitled An act relating to judicial selection; amending s. 34.021, F.S.; authorizing continued service of judges; amending s. 105.031, F.S.; providing for retention votes or election of county and circuit court judges; amending s. 105.041, F.S.; providing form of ballot for retention votes on county and circuit court judges; amending s. 105.051, F.S.; providing for determination of retention for county and circuit court judges; amending s. 105.061, F.S.; authorizing electors to vote for retention of circuit and county court judges; amending s. 105.08, F.S.; providing for campaign contribution and expense

reporting for circuit and county court judges subject to vote of retention; amending s. 106.011, F.S.; redefining the term “unopposed candidate”; amending s. 106.08, F.S.; providing contribution limits for election and retention of circuit and county court judges; providing an effective date.

—was referred to the Committees on Judiciary; Ethics and Elections; and Fiscal Policy.

By Senator Bronson—

SB 1212—A bill to be entitled An act relating to public swimming and bathing facilities; amending s. 514.011, F.S.; redefining the term “public swimming pool” or “public pool”; amending s. 514.0115, F.S.; exempting from supervision or regulation as a public pool any pool serving a residential child care facility if the pool is for the exclusive use of the facility’s residents and not open to the public; providing an effective date.

—was referred to the Committee on Health, Aging and Long-Term Care.

By Senator Hargrett—

SB 1214—A bill to be entitled An act making a supplemental appropriation; appropriating funds to the Executive Office of the Governor for distribution by the Office of Tourism, Trade, and Economic Development; providing purposes; providing an effective date.

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

By Senator Silver—

SB 1216—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.055, F.S.; revising provisions with respect to the Senior Management Service Class to remove certain contribution requirements and limitations on the amount and type of retirement benefits which may be provided for certain participants who opt to participate in the optional annuity program; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Silver—

SB 1218—A bill to be entitled An act relating to municipal revenues; authorizing the governing body of certain municipalities that have been declared to be in financial emergency to impose a surcharge on parking fees at facilities within their municipalities; providing for future legislative review; providing an effective date and an expiration date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Resource.

By Senator Sullivan—

SB 1220—A bill to be entitled An act relating to residential swimming pools, spas, and hot tubs; creating ch. 515, F.S., the “Florida Residential Swimming Pool Safety Act”; providing legislative findings and intent; providing definitions; providing pool safety feature requirements and options; providing penalties; providing pool barrier requirements; providing for a drowning prevention education program and a public information publication; providing for a fee; requiring pool contractors, home builders, and developers to provide buyers with certain information; providing rulemaking authority; providing exemptions; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Resource.

By Senator Rossin—

SB 1222—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S.; modifying the definition of “average final compensation”; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Scott—

SB 1224—A bill to be entitled An act relating to ad valorem tax administration; amending s. 193.052, F.S.; authorizing filing of tangible personal property tax returns in a form initiated through electronic data interchange; providing duties of the Department of Revenue; providing an effective date.

—was referred to the Committee on Fiscal Resource.

By Senator Campbell—

SB 1226—A bill to be entitled An act relating to husband and wife; providing that a husband and wife are liable for certain debts and necessities; providing an effective date.

—was referred to the Committees on Children and Families; and Judiciary.

By Senator Forman—

SB 1228—A bill to be entitled An act relating to consensus estimating conferences; amending s. 216.136, F.S.; requiring the Social Services Estimating Conference to develop forecasts of Medicaid caseloads; requiring the Department of Children and Family Services to provide information on caseloads and waiting lists for certain people who have developmental disabilities; requiring that such information include an annual increase based on certain medical components of the consumer price index-urban; providing an effective date.

—was referred to the Committees on Children and Families; and Fiscal Policy.

SR 1230—Not referenced.

By Senator Thomas—

SB 1232—A bill to be entitled An act relating to taxes on intangible personal property; amending s. 199.185, F.S.; amending the exemption that applies to certain charitable trusts; providing an effective date.

—was referred to the Committee on Fiscal Resource.

By Senator Latvala—

SB 1234—A bill to be entitled An act relating to service warranties; amending s. 634.041, F.S.; modifying insurance requirements for service agreement companies; amending s. 634.081, F.S.; providing for revocation of a service agreement company’s license if the ratio of unearned gross written premiums written to net assets exceeds a specified amount; amending s. 634.121, F.S.; prescribing manner in which a service agreement must identify restrictions or limitations on benefits or the existence of a rental car provision; amending s. 634.312, F.S.; requiring home warranty contracts to state that the warranty may not provide listing period coverage free of charge; amending s. 634.401, F.S.; redefining the term “service warranty”; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Agriculture and Consumer Services.

By Senator Grant—

SB 1236—A bill to be entitled An act relating to insurance; amending s. 627.672, F.S.; redefining the term “Medicare supplement policy” for purposes of the Florida Medicare Supplement Reform Act; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Brown-Waite—

SB 1238—A bill to be entitled An act relating to insurance; amending s. 641.31, F.S.; providing for return of excessive premiums received for health maintenance contracts; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Brown-Waite—

SB 1240—A bill to be entitled An act relating to health care advance directives; amending s. 765.101, F.S.; defining the term “palliative care”; redefining the term “terminal condition” to provide that such a condition is not necessary for ensuring a right to refuse treatment; amending s. 765.102, F.S.; providing legislative intent; amending s. 765.302, F.S.; revising a provision relating to the procedure for making a living will to remove reference to a terminal condition; amending s. 765.303, F.S.; revising the suggested form of a living will; amending s. 765.304, F.S.; removing reference to a physical condition which is terminal with respect to the procedure for a living will; amending s. 765.305, F.S.; removing reference to a terminal condition with respect to the procedure in the absence of a living will; amending s. 765.306, F.S.; removing reference to a terminal condition with respect to the determination of a patient’s condition under the Life-Prolonging Procedure Act of Florida; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Judiciary.

By Senator Geller—

SB 1242—A bill to be entitled An act relating to viatical settlement contracts; amending s. 626.9911, F.S.; adding and revising definitions; revising qualifications for licensure; creating s. 626.99181, F.S.; limiting broker fees; amending s. 626.9922, F.S.; revising examination authority; amending s. 626.99235, F.S.; modifying disclosure requirements for persons advertising or soliciting viatical settlement contracts; amending s. 626.9924, F.S.; adding requirements for entering viatical settlement contracts; creating s. 626.99271, F.S.; providing remedies in cases of unlawful sales; creating s. 626.99272, F.S.; authorizing cease and desist orders; providing for imposition and collection of an administrative fine; creating s. 626.99275, F.S.; proscribing certain practices; creating s. 626.99277; proscribing certain false representations; providing an effective date.

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

By Senator Klein—

SB 1244—A bill to be entitled An act relating to intangible personal property taxes; providing a short title; amending s. 199.052, F.S.; decreasing the minimum amount of annual intangible personal property tax which a person may be required to pay; amending s. 199.185, F.S.; increasing the exemption from the annual tax granted to natural persons; providing effective dates.

—was referred to the Committee on Fiscal Resource.

By the Committee on Banking and Insurance—

SB 1246—A bill to be entitled An act relating to the Division of Workers' Compensation; amending s. 440.02, F.S.; redefining the term "employee" to conform to the transfer of enforcement powers and duties to the Department of Insurance; amending s. 440.021, F.S.; exempting from chapter 120, F.S., the collection of penalties by the Department of Insurance pursuant to chapter 440, F.S.; amending s. 440.05, F.S.; transferring exemption reporting requirements from the Division of Workers' Compensation to the Department of Insurance; amending s. 440.10, F.S.; authorizing the Department of Insurance to assess civil penalties against employers for failure to secure workers' compensation coverage; amending s. 440.103, F.S.; revising the requirements for obtaining a building permit; conforming to the transfer of enforcement of workers' compensation compliance to the Department of Insurance; amending s. 440.106, F.S.; requiring the Department of Insurance, rather than the Division of Workers' Compensation, to report certain violations by contractors to the appropriate state licensing board; amending s. 440.107, F.S.; transferring powers to enforce employer compliance with coverage requirements from the Division of Workers' Compensation to the Department of Insurance; amending s. 440.108, F.S.; providing that investigatory records of the Department of Insurance relating to workers' compensation employer compliance are confidential and exempt from the public records law to the same extent that such records of the division are confidential and exempt; amending s. 440.125, F.S.; providing that medical records of injured employees provided to the Agency for Health Care Administration are confidential and exempt from the public records law to the same extent as medical records provided to the Division of Workers' Compensation; amending s. 440.13, F.S.; transferring from the Division of Workers' Compensation to the Agency for Health Care Administration powers and duties relating to certification of health care providers for workers' compensation, requests for independent medical examinations, receiving reports of medical treatment to injured workers, assessing penalties against carriers for disallowing payments to health care providers, auditing health care providers and carriers, and related medical-related responsibilities for workers' compensation; providing for rules; creating a Workers' Compensation Regulatory Reporting Advisory Council; amending s. 440.15, F.S.; authorizing the division to contract with a third party for the administration and payment of the supplemental benefits to injured workers; amending s. 440.1925, F.S.; transferring powers and duties relating to the resolution of medical disputes from the division to the Agency for Health Care Administration; amending s. 440.25, F.S.; transferring powers and duties from the division to the Agency for Health Care Administration; amending s. 440.38, F.S.; authorizing the division to contract with the Florida Self-Insurers Guaranty Association, Incorporated, for the administration and audit of individual self-insurers; amending s. 440.385, F.S.; revising the powers and duties of the Florida Self-Insurers Guaranty Association, Incorporated; amending s. 440.44, F.S.; conforming provisions related to personnel appointed by the division; amending s. 440.4416, F.S.; requiring the Workers' Compensation Oversight Board to make recommendations for revising reporting requirements; amending s. 440.50, F.S.; providing for deposit of civil penalties imposed pursuant to chapter 440, F.S.; amending s. 440.51, F.S.; transferring powers and duties relating to self-insurers from the Department of Insurance to the division; amending s. 440.525, F.S.; revising examination requirements and authorizing the division to contract with an independent examiner for the examination of carriers and individual self-insurers; amending s. 440.59, F.S.; revising reporting requirements for the division and the Department of Labor and Employment Security; transferring powers, duties, records, personnel, property, and funding for the examination of individual self-insurers from the Department of Insurance to the division; transferring powers, duties, records, personnel, property, and funding for enforcement of employer compliance with coverage requirements, proof of coverage, and exemption requirements from the division to the Department of Insurance; transferring powers, duties, records, personnel, property, and funding related to medical services and supplies for workers' compensation, medical dispute resolution, and medical data reporting requirements from the division to the Agency for Health Care Administration; eliminating positions within the Division of Workers' Compensation, contingent upon the division entering into certain contracts; providing effective dates.

—was referred to the Committees on Banking and Insurance; and Fiscal Policy.

By Senator Kurth—

SB 1248—A bill to be entitled An act relating to college tuition fees; amending s. 110.1099, F.S.; providing conditions under which a state employee may participate in a work-related tuition waiver course; amending s. 240.1201, F.S.; allowing certain retired military personnel and their dependents to be classified as residents for tuition purposes; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Productivity; and Fiscal Policy.

By the Committee on Natural Resources—

SB 1250—A bill to be entitled An act relating to the Department of Environmental Protection; amending s. 20.255, F.S.; deleting the Office of the Youth Corps; renaming the Division of Water Facilities as the Division of Resource Management; deleting the Division of Environmental Resource Permitting; amending s. 373.4145, F.S.; extending the expiration date for the interim permitting authority of the Department of Environmental Protection in the Northwest Florida Water Management District; amending s. 86, ch. 93-213, Laws of Florida; forgiving the repayment of a loan; amending ss. 252.937, 378.901, 403.021, F.S.; conforming a statutory cross-reference; providing an effective date.

—was referred to the Committees on Natural Resources and Fiscal Policy.

By Senator Kurth—

SB 1252—A bill to be entitled An act relating to bond financing; amending s. 159.804, F.S.; establishing an additional region for purposes of the allocation of private activity bonds issued in the state; providing an effective date.

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

By Senators Sebesta, Bronson and Kurth—

SB 1254—A bill to be entitled An act relating to the Florida Space Transportation Planning Act; providing a short title; amending s. 330.30, F.S.; exempting certain spaceports from a provision of law relating to the approval of airport sites and the licensing of airports; amending s. 331.303, F.S.; revising definitions with respect to the Spaceport Florida Authority Act; amending s. 331.304, F.S.; revising the boundaries of spaceport territory; amending s. 331.305, F.S.; revising language with respect to the powers of the Spaceport Florida Authority; amending s. 331.308, F.S.; deleting obsolete provisions relating to the board of supervisors; amending s. 331.229, F.S.; revising provisions relating to changing boundary lines for spaceports; amending s. 331.331, F.S.; removing a limitation on the issuance of certain revenue bonds; amending s. 331.360, F.S.; providing for the development of a spaceport master plan; directing the Department of Transportation to promote and develop aerospace transportation facilities; amending s. 332.004, F.S.; providing definitions; amending s. 332.006, F.S.; providing for the duties and responsibilities of the Department of Transportation with respect to aerospace development; amending s. 332.007, F.S.; providing for the administration and financing of aerospace programs and projects; amending s. 334.03, F.S.; redefining the term "transportation facility"; amending s. 339.155, F.S.; revising a provision of law governing transportation planning to include reference to spaceport master plans; amending s. 339.175, F.S.; including reference to spaceports and aerospace development with respect to metropolitan planning organizations; amending ss. 196.012, 334.27, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Transportation; Commerce and Economic Opportunities; and Fiscal Policy.

By Senator Kirkpatrick—

SB 1256—A bill to be entitled An act relating to education accountability; amending s. 229.58, F.S.; revising requirements for the composition of school advisory councils; requiring school boards to develop procedures to ensure balanced school advisory council membership; amending s. 229.594, F.S.; revising the date by which the Florida Commission on Education Reform and Accountability must submit an annual report; amending s. 230.23, F.S.; revising provisions relating to the school improvement plan approval process; requiring the school board to hold public hearings regarding assistance and intervention; providing an effective date.

—was referred to the Committee on Education.

By Senator Sebesta—

SB 1258—A bill to be entitled An act relating to expert witnesses in medical negligence actions; amending s. 766.102, F.S.; providing requirements for expert witness testimony in actions based on medical negligence; providing an effective date.

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

By Senator Brown-Waite—

SB 1260—A bill to be entitled An act relating to sexual predators and sexual offenders; amending s. 775.21, F.S.; revising criteria for registration as a sexual predator under the Florida Sexual Predators Act; deleting requirements that an offender register if found by the court to be a sexual predator under certain former laws; providing requirements for establishing whether an offender is a sexual predator if the court did not make such a finding at the time of sentencing or if the offender was administratively registered based on a violation of a similar law in another jurisdiction; requiring that the Department of Corrections or custodian of a local jail notify the Department of Law Enforcement if a sexual predator escapes from custody, absconds from supervision, or dies; amending s. 943.0435, F.S.; requiring that a sexual offender report any temporary residence within or outside the state to the Department of Law Enforcement or to the sheriff; amending s. 944.606, F.S., relating to reporting requirements for sexual offenders upon release; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Sebesta—

SB 1262—A bill to be entitled An act relating to the sale of dog and cat fur; creating s. 501.151, F.S.; providing that it is unlawful to sell any item of clothing made in whole or in part from dog or cat fur; providing that it is unlawful to sell any dog or cat pelt; providing penalties; amending s. 372.66, F.S.; providing that it is unlawful to engage in the business of a dealer or buyer in the pelts of any dog or cat or to purchase such pelts or furs; prohibiting common carriers from knowingly shipping, transporting, or receiving such pelts; providing penalties; creating s. 828.123, F.S.; prohibiting the killing of a dog or cat with the sole intent of selling or giving away the pelt of the animal; providing a third degree felony penalty for violation; prohibiting the possession, import into this state, selling, buying, giving away, or acceptance of any pelt of a dog or cat with the sole intent of selling or giving away the pelt; providing a first degree misdemeanor penalty for violation; prohibiting the possession, import into the state, selling, buying, giving away, or acceptance of any dog or cat with the sole intent of killing such dog or cat, or having such dog or cat killed, for the purpose of selling or giving away the pelt of such animal; providing a third degree felony penalty for violation; providing an effective date.

—was referred to the Committees on Agriculture and Consumer Services; and Fiscal Policy.

By Senator Rossin—

SB 1264—A bill to be entitled An act relating to consumer finance; amending s. 516.03, F.S.; increasing an application fee; amending ss. 516.05, 520.997, F.S.; requiring licensees to notify the Department of Banking and Finance before relocating a business; requiring a licensee to report bankruptcy filings to the department; amending ss. 516.07, 520.995, F.S.; providing additional grounds for certain disciplinary actions; amending ss. 516.11, 520.996, F.S.; deleting a schedule of examination fees; providing criteria for paying travel expenses and per diem allowances to examiners; amending s. 615.12, F.S.; requiring that licensees make accounts and records available to the Department of Banking and Finance; amending ss. 520.02, 520.31, 520.61, F.S.; providing additional definitions; amending ss. 520.03, 520.32, 520.52, 520.63, F.S.; clarifying procedures for obtaining certain licenses and imposing certain license application and renewal fees; requiring department notification before relocating certain offices; amending s. 520.07, F.S.; requiring disclosure of additional information under certain installment contracts; requiring evidence of satisfaction of lien under certain installment contracts; amending s. 520.085, F.S.; authorizing certain additional charges under certain installment contracts; providing for a deferment of the due date of certain contracts; providing a fee; providing for the extension of insurance coverage; providing disclosure requirement; amending s. 520.34, F.S.; authorizing sellers under retail installment contracts to collect a processing fee under certain circumstances; amending ss. 559.9232, 681.102, and 697.05, F.S.; conforming cross-references; providing effective dates.

—was referred to the Committee on Banking and Insurance.

By Senator Sebesta—

SB 1266—A bill to be entitled An act relating to license plates; amending ss. 320.08056, 320.08058, F.S.; creating a Tampa Bay Estuary license plate; providing for the distribution of annual use fees received from the sale of such plates; providing a contingent effective date.

—was referred to the Committees on Transportation and Fiscal Policy.

By Senator Myers—

SB 1268—A bill to be entitled An act relating to regional planning; amending s. 186.507, F.S.; enumerating energy planning as a specific component that may be addressed in a strategic regional policy plan; providing an effective date.

—was referred to the Committee on Comprehensive Planning, Local and Military Affairs.

By Senator Casas—

SB 1270—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; amending s. 316.063, F.S.; revising provisions to refer to a traffic crash rather than accident; providing a noncriminal traffic infraction for obstructing traffic under certain circumstances; amending s. 316.1975, F.S.; revising provisions with respect to unattended motor vehicles; amending s. 316.211, F.S.; providing for compliance with certain federal safety standards with respect to equipment for motorcycle and moped riders; amending s. 316.520, F.S.; providing that it is a noncriminal traffic infraction punishable as a moving violation to violate load limits on vehicles; amending s. 316.640, F.S.; authorizing the Florida Highway Patrol to employ certain persons as traffic accident investigation officers; providing for certain powers and duties; amending s. 318.14, F.S.; conforming cross-references to changes made by the act; amending s. 318.15, F.S.; including reference to the tax collector with respect to the collection of certain service fees for reinstatement of suspended driver's license; amending s. 319.23, F.S.; revising application requirements for a certificate of title; deleting references to collectible vehicles; amending s. 319.30, F.S.; revising provisions with respect to dismantling, destroying, or changing the identity of a motor vehicle or mobile home; amending s. 320.01, F.S.; defining the

term "agricultural products" for purposes of ch. 320, F.S.; amending s. 320.023, F.S.; revising audit requirements with respect to voluntary contributions on the application form for a motor vehicle registration; amending s. 320.055, F.S.; revising provisions with respect to registration periods; amending s. 320.06, F.S.; authorizing the department to issue manufacturer license plates; repealing s. 320.065, F.S., relating to the registration of certain rental trailers for hire and semitrailers used to haul agricultural products; amending s. 320.0657, F.S.; revising provisions with respect to fleet license plates; providing fees; amending s. 320.08, F.S., relating to license fees; deleting references to certain collectible vehicles; providing a fee for manufacturer license plates; amending s. 320.086, F.S.; revising provisions governing the issuance of license plates for certain historical motor vehicles; reenacting s. 320.072(2)(g), F.S., relating to the fee imposed on motor vehicle registrations, to incorporate the amendment to s. 320.086, F.S., in references thereto; amending s. 320.13, F.S.; providing an alternative method of registration for manufacturer license plates; prohibiting the use of dealer license plates for specified purposes; amending s. 320.131, F.S.; providing penalties with respect to certain violations concerning temporary tags; amending s. 320.1325, F.S.; revising provisions with respect to registration for the temporarily employed; amending s. 321.06, F.S.; authorizing the department to employ certain traffic accident investigation officers; amending s. 322.08, F.S.; deleting provisions with respect to certain applications made by persons who hold an out-of-state driver license; amending s. 322.081, F.S.; revising audit requirements with respect to voluntary contributions on the driver's license application; amending s. 322.1615, F.S.; revising provisions with respect to a learner's driver's license; amending s. 322.2615, F.S.; revising provisions with respect to suspension of a license; amending s. 322.28, F.S.; revising requirements for the period of suspension or revocation of a driver's license; amending s. 322.34, F.S.; conforming a cross-reference to changes made by the act; amending s. 327.031, F.S.; providing for the denial or cancellation of a vessel registration when payment for registration is made by a dishonored check; amending s. 327.11, F.S.; providing for a replacement vessel registration; amending s. 327.23, F.S.; providing for a temporary certificate of registration for a vessel by certain out-of-state residents; amending s. 327.25, F.S.; revising provisions with respect to transfer of ownership and registration of vessels; creating s. 327.255, F.S.; providing for the duties of tax collectors with respect to vessel registration; providing fees; creating s. 327.256, F.S.; providing procedures for advanced vessel registration renewal; amending s. 328.01, F.S.; revising provisions with respect to application for a certificate of title for a vessel; amending s. 328.11, F.S.; increasing the time period to apply for a reissuance of a certificate of title; amending s. 328.15, F.S.; providing requirements with respect to certain second liens on vessels; increasing the fee for recording a notice of lien; providing requirements with respect to satisfaction of a lien on a vessel; providing penalties for failure to comply; amending s. 328.16, F.S.; providing requirements with respect to liens; creating s. 328.165, F.S.; providing for cancellation of certificates; amending s. 713.78, F.S.; providing an exemption from the requirement of an inventory of personal property found in a motor vehicle to be removed from the scene of an accident under certain circumstances; amending ss. 732.9215, 732.9216, F.S.; conforming cross-references to changes made by the act; amending s. 832.06, F.S.; revising provisions with respect to prosecution for worthless checks given to the tax collector for certain licenses or taxes; providing an effective date.

—was referred to the Committees on Transportation and Fiscal Resource.

By Senator Gutman—

SJR 1272—A joint resolution proposing an amendment to Section 7 of Article X and the creation of Section 26 of Article XII of the State Constitution relating to casino gambling.

—was referred to the Committees on Regulated Industries; Criminal Justice; and Rules and Calendar.

By Senator Gutman—

SB 1274—A bill to be entitled An act relating to courses of study; amending s. 232.246, F.S.; requiring instruction in parenting skills to be

included in the one-half credit in life management skills required for graduation from high school; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Gutman—

SB 1276—A bill to be entitled An act relating to voter registration; amending s. 97.052, F.S.; eliminating information and notice requirements relating to homestead exemption from the uniform statewide voter registration application; repealing s. 98.015(11), F.S.; eliminating the requirement that a supervisor of elections must forward to the property appraiser the names and homestead addresses of persons registering to vote at an address other than that at which they claim a homestead exemption; amending s. 196.141, F.S.; eliminating the requirement that the property appraiser examine such forwarded information to determine whether to initiate procedures to terminate a person's homestead exemption and assess back taxes; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator Dyer—

SB 1278—A bill to be entitled An act relating to victim assistance; amending s. 960.045, F.S., relating to powers and duties of the Department of Legal Affairs under the Florida Crimes Compensation Act; requiring the department to have a criminal history record check performed through the Florida Crime Information Center system on any victim or other claimant on whose behalf an award is sought under that act; amending s. 960.065, F.S., relating to eligibility for awards; providing that a person who has a criminal history of having committed a felony in this state, or of having committed a misdemeanor in this state within 10 years of seeking the award, is ineligible for an award; amending s. 960.12, F.S., relating to emergency awards; prescribing as a condition for making an emergency award that the victim or other claimant does not have such criminal history; amending s. 960.195, F.S.; prescribing as an additional condition for an award to an elderly person or disabled adult for property loss that the claimant does not have such criminal history; amending s. 960.21, F.S., relating to the Crimes Compensation Trust Fund; specifying that payments to any victim or other claimant who has such criminal history do not constitute payments of necessary and proper expenses and claims out of the Crimes Compensation Trust Fund; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Laurent—

SB 1280—A bill to be entitled An act relating to financial institutions; amending s. 655.0385, F.S.; authorizing the Department of Banking and Finance to exempt certain financial institutions from reporting requirements relating to directors and executive officers; providing for the adoption of rules; amending s. 655.948, F.S.; revising notice and disclosure requirements; exempting certain financial institutions from reporting requirements; amending s. 658.26, F.S.; providing for certain financial institutions to establish branches by filing a written notice; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Laurent—

SB 1282—A bill to be entitled An act relating to clerks of the circuit court; amending s. 28.001, F.S.; providing that the Official Records are a general series of records; deleting an obsolete reference; amending s. 28.07, F.S.; providing that a register of Official Records be made available at branch offices; deleting an obsolete reference; amending s. 28.222, F.S.; providing that the Official Records are a general series of

records; deleting an obsolete reference; amending s. 40.32, F.S.; extending the time within which to pay a witness or a juror; amending s. 45.031, F.S.; requiring the successful bidder at a tax deed sale to pay a specified deposit; amending s. 55.10, F.S.; exempting a municipality, county government, or the state from having to rerecord a lien; amending s. 177.091, F.S.; deleting an obsolete requirement; amending s. 177.111, F.S., deleting a provision that a filed copy of a drawing be made on cloth; amending s. 215.425, F.S.; providing eligibility for extra compensation to employees of constitutional officers; amending s. 569.11, F.S.; providing that a citation for possession of tobacco by a minor must be paid within a specified time; amending s. 741.09, F.S.; deleting an obsolete reference; repealing s. 142.17, F.S., which requires the Comptroller to prepare blanks and forms for auditing claims; repealing s. 938.09, F.S., relating to collection of certain costs and service charges by the clerk of the circuit court; repealing s. 938.11, F.S., relating to collection of certain surcharges by the clerk in counties containing housing projects; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Dyer—

SB 1284—A bill to be entitled An act relating to contracting; creating s. 489.13, F.S.; providing for disciplinary procedures involving a lien or judgment against construction contractors; creating s. 489.5334, F.S.; providing disciplinary procedures involving a lien or judgment against electrical and alarm system contractors; creating s. 489.5591, F.S.; providing applicability for disciplinary proceedings involving mismanagement or misconduct that causes financial harm to a customer; providing an effective date.

—was referred to the Committees on Regulated Industries; Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

By Senator Dyer—

SB 1286—A bill to be entitled An act relating to personnel of the school system; 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 Fiscal Policy.

By Senator Horne—

SB 1288—A bill to be entitled An act relating to community college distance learning education; amending s. 240.311, F.S.; authorizing the State Board of Community Colleges to develop and produce certain work products related to distance learning; authorizing fees for such materials for purposes of educational use; requiring annual postaudits; requiring the adoption of rules; requiring the submission of a report; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Horne—

SB 1290—A bill to be entitled An act relating to education; amending s. 228.041, F.S.; defining “juvenile justice provider” and “school year for juvenile justice programs”; amending s. 228.051, F.S., relating to the organization and funding of required public schools; requiring the public schools of the state to provide instruction for youth in Department of Juvenile Justice programs; amending s. 228.081, F.S.; requiring the

development and adoption of a rule articulating expectations for education programs for youth in Department of Juvenile Justice programs; requiring the development of model contracts for the delivery of educational services to youth in Department of Juvenile Justice programs; requiring the Department of Education to provide training and technical assistance; requiring the development of model procedures for transitioning youth into and out of Department of Juvenile Justice programs; requiring the development of model procedures regarding education records; requiring the Department of Education to provide, or contract for the provision of, quality assurance reviews of all juvenile justice education programs; amending s. 229.57, F.S.; revising provisions relating to the statewide assessment program to include schools operating for the purpose of providing educational services to youth in Department of Juvenile Justice programs; providing sanctions; amending s. 229.592, F.S.; revising provisions relating to the implementation of the state system of school improvement and education accountability to include schools operating for the purpose of providing educational services to youth in Department of Juvenile Justice programs; deleting obsolete language; amending s. 230.23, F.S., relating to powers and duties of the school board; revising provisions relating to school improvement plans and public disclosure to include schools operating for the purpose of providing educational services to youth in Department of Juvenile Justice programs; amending s. 230.2316, F.S., relating to program criteria for dropout prevention programs; requiring common educational assessments for all students assigned to residential or nonresidential commitment or detention facilities; amending s. 230.23161, F.S., relating to educational services in Department of Juvenile Justice programs; providing legislative intent; requiring the Department of Education to serve as the lead agency; requiring the Department of Education and the Department of Juvenile Justice to designate a coordinator to ensure department participation in certain activities; prohibiting restricted access to GED programs; requiring financial sanctions; revising provisions relating to compulsory school attendance; requiring the development of an academic improvement plan for certain students; providing requirements regarding academic records; providing sanctions; requiring provisions for the earning and transfer of credits; providing funding requirements; revising provisions relating to quality assurance standards; requiring the Department of Juvenile Justice site visit and the education quality assurance site visit to take place during the same visit; requiring the establishment of minimum standards; providing a timeline for achieving compliance with minimum standards; amending s. 235.194, F.S.; requiring the submission of the district’s general educational facilities report to each juvenile justice district manager within the school board’s jurisdiction; requiring the inclusion of educational facilities serving youth in Department of Juvenile Justice programs in the educational facilities report; creating s. 235.1975, F.S., relating to cooperative development of educational facilities in juvenile justice programs; requiring the Department of Education to conduct a review and analysis; requiring the development and submission of a plan; requiring the Department of Juvenile Justice to provide certain information to school districts and the Department of Education regarding new juvenile justice facilities; providing requirements regarding planning and budgeting; amending s. 236.013, F.S.; defining “full-time equivalent student” for purposes of Department of Juvenile Justice programs; amending s. 237.34, F.S.; requiring each district to expend at least 90 percent of the funds generated by juvenile justice programs on the aggregate total school costs for such programs; amending s. 985.401, F.S.; requiring the Juvenile Justice Accountability Board to study the extent and nature of education programs for juvenile offenders; amending s. 985.413, F.S.; revising the duties of district juvenile justice boards to require the creation of a standing committee on juvenile justice educational services; requiring the development and submission of a plan for education programs in detention centers; requiring the Department of Education to conduct and submit a study of the provision of services to exceptional students in juvenile justice commitment facilities; requiring sanctions; amending s. 985.404, F.S., relating to the administration of the juvenile justice continuum; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Education, Criminal Justice and Fiscal Policy.

By the Committee on Education—

SB 1292—A bill to be entitled An act relating to the college reach-out program; amending s. 240.61, F.S.; specifying proposals to be given preference under the program; repealing s. 3, ch. 94-246, Laws of Florida, relating to legislative review and repeal of the program; providing an effective date.

—was referred to the Committee on Education.

By Senator Holzendorf—

SB 1294—A bill to be entitled An act relating to the “Employee Health Care Access Act”; amending s. 627.6699, F.S.; modifying definitions; requiring small employer carriers to begin to offer and issue all small employer benefit plans on a specified date; deleting the requirement that basic and standard small employer health benefit plans be issued; providing additional requirements for determining premium rates for benefit plans; providing for applicability of the act to plans provided by small employer carriers that are insurers or health maintenance organizations notwithstanding the provisions of certain other specified statutes under specified conditions; providing an effective date.

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

By Senators Sullivan and Meek—

SB 1296—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.06, F.S.; phasing out the indexed tax on manufactured asphalt used in a state or local government public works project; providing an effective date.

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

By Senator Horne—

SB 1298—A bill to be entitled An act relating to teacher assessments; amending s. 231.29, F.S.; providing for a period of probation for instructional personnel who are employed under professional service contracts and who fail to demonstrate corrective action following a notice of unsatisfactory performance; providing for an assessment and recommendation by the superintendent to the school board; providing for a hearing by the school board or an administrative law judge; providing an effective date.

—was referred to the Committee on Education.

By Senator Geller—

SB 1300—A bill to be entitled An act relating to code enforcement; amending s. 162.09, F.S.; authorizing certain counties or municipalities to adopt ordinances granting code enforcement boards or special masters authority to impose certain fines in excess of those authorized by law; specifying limitations; providing requirements; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Resource.

By Senator Geller—

SB 1302—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for certain documents in possession of the Department of Insurance and the Department

of Legal Affairs; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

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

By Senator Geller—

SB 1304—A bill to be entitled An act relating to community redevelopment; amending s. 163.340, F.S.; redefining the terms “slum area,” “blighted area,” “community redevelopment,” and “community redevelopment area”; amending s. 163.356, F.S.; requiring a community redevelopment agency to report on progress in redevelopment activities; amending s. 163.361, F.S.; requiring approval of the governing body for specific modifications to an approved plan; amending s. 163.362, F.S.; requiring a community redevelopment plan to contain a residential component with affordable housing; providing an effective date.

—was referred to the Committee on Comprehensive Planning, Local and Military Affairs.

By Senator Webster—

SB 1306—A bill to be entitled An act relating to highway safety and motor vehicles; reenacting s. 316.003, F.S.; relating to the definition of hazardous material; amending s. 316.008, F.S.; revising terminology and deleting obsolete provisions; amending s. 316.061, F.S.; providing second degree misdemeanor penalty for certain violations with respect to leaving the scene of an accident; revising terminology; amending ss. 316.027, 316.062, 316.063, 316.064, 316.065, 316.066, 316.068, 316.069, 316.070, 316.072, 316.640, 316.645, 318.1451, 318.17, 318.19, 318.32, 321.051, 321.23, 322.201, 322.221, 322.26, 322.291, 322.44, 322.61, 322.63, 324.011, 324.021, 324.022, 324.051, 324.061, 324.081, 324.091, 324.101, F.S.; changing the term “accident” to “crash”; amending s. 316.067, F.S.; providing a second degree misdemeanor penalty for certain false reports; amending ss. 316.0745, 316.0747, 316.1895, 316.193, 316.2065, F.S.; deleting obsolete provisions; amending s. 316.1935, F.S.; providing a first degree misdemeanor penalty for certain violations with respect to fleeing or attempting to elude a law enforcement officer; amending s. 316.2074, F.S.; deleting certain findings of the Legislature with respect to all-terrain vehicles; amending ss. 316.3027, 316.70, F.S.; providing reference to the United States Department of Transportation; amending s. 316.615, F.S., relating to school buses; amending ss. 316.613, 316.6135, F.S.; correcting reference to the Department of Children and Family Services; revising various provisions in chapter 316, F.S., to conform cross-references, delete obsolete provisions, and to provide uniform references to penalties for moving and nonmoving noncriminal traffic offenses punishable under chapter 318, F.S.; amending s. 318.12, F.S.; revising references; amending ss. 318.13, 318.14, F.S.; conforming cross-references; amending ss. 318.18, 318.21, F.S.; revising provisions relating to civil penalties; repealing s. 318.39, F.S., relating to the Highway Safety Operating Trust Fund; amending s. 319.28, F.S.; revising provisions relating to repossession; amending s. 319.33, F.S.; conforming cross-references; amending ss. 320.02 and 320.03, F.S.; deleting obsolete provisions; amending s. 320.031, F.S.; revising provisions relating to the mailing of registration certificates, license plates, and validation stickers; amending s. 320.055, F.S.; conforming cross-references; amending ss. 320.06, 320.061, F.S.; deleting obsolete provisions; amending ss. 320.0605, 320.07, F.S.; providing uniform reference to noncriminal traffic infractions; repealing s. 320.073, F.S., relating to refund of impact fees; amending s. 320.0802, F.S.; providing reference to the Department of Management Services; amending s. 320.08058, F.S.; revising provisions relating to Manatee license plates and Florida Special Olympics license plates; amending s. 320.0848, F.S.; conforming a cross-reference with respect to disabled parking permits; amending s. 320.087, F.S.; providing reference to the United States Department of Transportation; amending s. 320.1325, F.S.; deleting a cross-reference; amending s. 320.20, F.S.; deleting obsolete provisions; amending s. 320.8255, F.S.; providing reference to labels rather than seals with respect to certain mobile home inspections; repealing s. 320.8256, F.S., relating to recreational vehicle inspection; repealing ss. 321.06, 321.07, 321.09, 321.15, 321.17, 321.18, 321.19, 321.191, 321.20, 321.201, 321.202, 321.203, 321.21, 321.22, 321.2205, 321.221, 321.222, 321.223,

F.S., relating to the Florida Highway Patrol and the pension system therefor; amending s. 322.055, F.S.; providing reference to the Department of Health; amending s. 322.0261, F.S.; revising terminology to change the term "accident" to "crash"; amending s. 322.08, F.S.; deleting obsolete provisions; amending ss. 322.12, 322.121, F.S.; conforming cross-references; amending s. 322.141, F.S.; deleting obsolete provisions; amending s. 322.15, F.S.; providing reference to noncriminal traffic infractions; amending s. 322.20, F.S.; providing reference to the Department of Health; reenacting and amending s. 322.264, F.S., relating to habitual traffic offenders; revising terminology; amending s. 322.27, F.S.; conforming cross-references; amending s. 322.292, F.S.; revising provisions relating to DUI programs supervision; amending s. 322.293, F.S.; deleting obsolete provisions; amending s. 322.57, F.S.; revising provisions relating to driving tests; amending s. 324.202, F.S.; deleting obsolete provisions; repealing ss. 325.01, 325.02, 325.03, 325.04, 325.05, 325.06, 325.07, 325.08, 325.09, 325.10, F.S., relating to vehicle safety equipment and inspections; amending s. 325.209, F.S.; revising provisions relating to waivers; reenacting s. 325.212(2), F.S., relating to reinspections; reenacting s. 328.17(1), F.S., relating to nonjudicial sale of vessels; amending s. 627.7415, F.S., relating to commercial motor vehicles, to include reference to noncriminal traffic infractions; amending s. 627.742, F.S.; providing reference to noncriminal traffic infractions with respect to certain violations with respect to nonpublic sector buses; amending s. 784.07, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Webster—

SB 1308—A bill to be entitled An act relating to optical discs; providing definitions; requiring certain manufacturers of optical discs to mark the discs with certain information; providing penalties for failure to comply; prohibiting certain activities involving unmarked discs or discs on which the mark is altered; providing penalties; prohibiting certain activities involving altering such marks; providing penalties; providing an effective date.

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

By Senator Webster—

SB 1310—A bill to be entitled An act relating to the Juvenile Justice Accountability Board; repealing s. 985.401, F.S., relating to composition and powers and duties of the Juvenile Justice Accountability Board; abolishing the Juvenile Justice Accountability Board; transferring all obligations and assets of the board to the Department of Juvenile Justice; amending s. 20.316, F.S., relating to the Department of Juvenile Justice; conforming provisions relating to guidelines for the management information system; removing reference to the Juvenile Justice Advisory Board made obsolete by the redesignation of the advisory board as the Juvenile Justice Accountability Board pursuant to s. 12, ch. 98-136, Laws of Florida; amending s. 216.136, F.S., relating to consensus estimating conferences; removing a provision authorizing the Juvenile Justice Estimating Conference to call upon staff of the advisory board; amending s. 984.226, F.S., relating to the pilot program for a physically secure facility; conforming provisions relating to evaluation reports by the department or advisory board; removing provisions that have served their purpose; removing obsolete references to the advisory board; amending s. 985.227, F.S., relating to prosecution of juveniles as adults by direct filing of information; conforming provisions relating to submission of direct-file policies and guidelines by the state attorneys; removing obsolete reference to the advisory board; amending s. 985.315, F.S., relating to vocational work training programs; conforming provisions relating to evaluation of juvenile work programs; removing a cross-reference; amending s. 985.317, F.S., relating to literacy programs for juvenile offenders; conforming provisions relating to annual evaluations; removing obsolete reference to the advisory board; amending s. 985.414, F.S., relating to county juvenile justice councils; conforming provisions relating to annual reports; removing obsolete reference to the advisory board; amending s. 985.404, F.S., relating to the administering of the

juvenile justice continuum; conforming provisions relating to the cost-effectiveness model for commitment programs; removing obsolete references to the advisory board and conforming a cross-reference; amending s. 985.413, F.S., relating to district juvenile justice boards; conforming provisions relating to annual reports; removing obsolete reference to the advisory board; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Webster—

SB 1312—A bill to be entitled An act relating to vessel registration; designating chapter 328, F.S., as part I of chapter 328, F.S., entitled "Vessels; title certificates; liens"; creating part II of chapter 328, F.S., entitled "Vessel registration"; amending ss. 212.06, 282.1095, 320.04, 327.53, 327.60, 327.73, 370.06, 370.0603, 370.12, 409.2598, F.S.; conforming cross-references; amending s. 327.01, F.S.; changing the title of chapter 327, F.S., from the "Florida Vessel and Registration Safety Law" to the "Florida Vessel Safety Law"; amending s. 327.22, F.S., relating to the regulation of vessels by municipalities or counties; renumbering and amending ss. 327.03, 327.10, 327.11, 327.17, 327.21, 327.23, 327.24, 327.25, 327.26, 327.28, 327.90, F.S.; conforming to the act; creating s. 328.44, F.S.; providing for rules; creating s. 328.66, F.S.; providing for optional vessel registration fees by counties and municipalities; amending s. 327.04, F.S.; conforming to the act; renumbering ss. 327.031, 327.12, 327.13, 327.14, 327.15, 327.16, 327.18, 327.19, 327.29, F.S.; conforming to the act; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Webster—

SB 1314—A bill to be entitled An act relating to the Department of Transportation; amending ss. 20.23, 206.46, 288.9607, 337.29, 337.407, 338.22, 338.221, 338.223, 338.225, 338.227, 338.228, 338.229, 338.231, 338.232, 338.239, 339.08, 339.175, 339.241, 341.3333, 348.0005, 348.0009, 348.248, 348.948, 349.05, 479.01, F.S.; conforming cross-references; repealing s. 234.112, F.S., relating to school bus stops; repealing s. 335.165, F.S., relating to welcome stations; repealing section 137 of chapter 96-320, Laws of Florida, relating to certain uncollectible debts owned by a local government for utility relocation cost reimbursements; repealing s. 339.091, F.S., relating to a declaration of legislative intent; repealing s. 339.145, F.S., relating to certain expenditures in the Working Capital Trust Fund; repealing s. 339.147, F.S., relating to certain audits by the Auditor General; amending ss. 311.09, 331.303, 331.305, 331.308, 331.331, 334.03, 335.074, 335.182, 335.188, 336.044, 337.015, 337.139, 339.2405, 341.051, 341.352, 343.64, 343.74, 378.411, 427.012, 427.013, 951.05, F.S.; deleting obsolete provisions, and, where appropriate, clarifying provisions; reenacting ss. 336.01, 338.222, 339.135(7)(e), 341.321(1), F.S., relating to designation of county road system, acquisition or construction or operation of turnpike projects, amendment of the adopted work program, and legislative findings and intent regarding development of high-speed rail transportation system; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Webster—

SB 1316—A bill to be entitled An act relating to suspension of driver's licenses; amending s. 322.2616, F.S.; clarifying the blood-alcohol and breath-alcohol levels that are unlawful; prescribing a waiting period before a temporary driving permit becomes effective; authorizing the use of blood tests obtained pursuant to other investigations for purposes of license suspension under s. 322.2616, F.S.; prescribing law enforcement officers' immunity from civil liability; providing an effective date.

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

By Senator Webster—

SB 1318—A bill to be entitled An act relating to motor vehicle sales warranties; amending ss. 681.103, 681.108, 681.109, 681.1095, 681.1096, 681.112, and 681.117, F.S.; transferring the duties and responsibilities of the Division of Consumer Services of the Department of Agriculture and Consumer Services under chapter 681, F.S., to the Department of Legal Affairs; repealing s. 681.102(7), F.S., relating to the Division of Consumer Services of the Department of Agriculture and Consumer Services; providing an effective date.

—was referred to the Committee on Agriculture and Consumer Services.

By Senator Carlton—

SB 1320—A bill to be entitled An act relating to driver's license renewal; amending s. 322.18, F.S.; revising requirements for issuing license extensions; requiring an applicant for renewal to submit the results of a vision test; providing an effective date.

—was referred to the Committees on Transportation and Fiscal Policy.

By Senator Carlton—

SB 1322—A bill to be entitled An act relating to liabilities for driving offenses; amending s. 316.066, F.S., relating to written reports of accidents; abrogating the accident report privilege; removing provisions under which an accident report or statements to a law enforcement officer made by a person involved in an accident are without prejudice to the person and may not be used as trial evidence absent exceptional circumstances; providing that results of breath, urine, and blood tests, made for certain purposes of determining whether a person has been driving under the influence of alcohol or a chemical substance or controlled substance, are not privileged; prohibiting use for commercial solicitation purposes of an accident report made by persons involved in a crash; providing for construction; providing an effective date.

—was referred to the Committees on Transportation and Judiciary.

By Senator Lee—

SB 1324—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; providing an exception; 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 a minor offender's criminal history record of forcible or nonforcible felonies 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 orders of disposition and criminal history records showing juvenile offenses charged and their resolution; 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 the amendment in a reference; amending s. 985.05, F.S., relating to court records; providing for nonapplicability of certain recordkeeping 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. 985.201, F.S.; conforming a cross-reference for purposes of application to terms of certain restitution orders; amending s. 985.21, F.S.; deleting an authorization for a juvenile probation

officer to make certain recommendations to the state attorney; clarifying certain contents of intake reports; requiring the State Attorney and Department of Juvenile Justice district managers to enter into certain interagency agreements for certain purposes; 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. 985.225, F.S.; requiring transfer of certain felony cases relating to certain children to adult court for prosecution as an adult; providing for application of certain penalties in certain felony cases under certain circumstances; 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; requiring transfer of certain felony cases relating to certain children to adult court for prosecution as an adult; providing for application of certain penalties in certain felony cases under certain circumstances; 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; revising the list of specified offenses to include certain additional 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; providing for application of certain penalties in certain felony cases; removing the 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.; specifying disqualification for possessing a firearm until a certain age for persons adjudicated delinquent for certain felony offenses; amending s. 790.23, F.S.; limiting a prohibition against possession of firearms or weapons by certain persons under certain circumstances; amending s. 985.231, F.S.; excluding aftercare from certain disposition provisions; 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 in 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 Juvenile Justice, under specified circumstances; providing for completion of a residential program under 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; 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; providing duties of the Department of Juvenile Justice and the court under conditions of offender violation of commitment or supervision; providing for arrest and hearing; providing for imposition of adult sentencing under certain circumstances; providing for the scope of certain sanctions and a return of custody to the sentencing court under certain circumstances; removing the 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 the prohibition against the imposition of a combination of juvenile and adult sanctions; reenacting s. 985.225(3), F.S., relating to indictment of a juvenile, and s. 985.31(3)(k), F.S., relating to serious or habitual juvenile offenders, to incorporate the 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 in connection with a juvenile disposition 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 by 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), F.S., relating to powers of disposition in delinquency cases, s. 985.31(3)(i), F.S., relating to serious or habitual juvenile offenders, s. 985.311(3)(i), F.S., relating to intensive residential treatment programs for offenders less than 13 years of age, and s. 985.314(1)(a), F.S., relating to commitment programs for juvenile felony offenders, to incorporate the 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 for measuring the recidivism rate for certain programs; amending s. 985.219, F.S.; providing for assessing an additional civil penalty against parents, legal guardians, or adult relatives under certain circumstances; repealing s. 985.218(6), F.S., relating to adjudicatory hearings for children committing delinquent acts or violations of law; amending s. 985.02, F.S.; revising legislative intent with respect to repeat and violent juvenile offenders; amending s. 985.313, F.S.; redesignating maximum-risk residential programs as juvenile prisons; providing that a juvenile may be committed to such a facility if adjudicated on certain additional offenses; providing an effective date.

—was referred to the Committees on Criminal Justice, Judiciary and Fiscal Policy.

By Senator Lee—

SB 1326—A bill to be entitled An act relating to mortgage brokers and lenders; amending s. 494.001, F.S.; revising definitions; amending s. 494.0012, F.S.; requiring the Department of Banking and Finance to charge a fee for certain examinations; deleting a limitation on aggregate amount of examination fees; requiring the department to conduct certain examinations in this state; providing an exception; revising travel expense and per diem subsistence requirements for licensees; amending s. 494.00125, F.S.; deleting references to registrations and permits; amending s. 494.0016, F.S.; specifying department prescription by rule of certain required information; creating s. 494.00165, F.S.; prohibiting certain advertising activities; requiring a record of certain advertisements; amending s. 494.0025, F.S.; deleting certain prohibited advertising activities; prohibiting payment of a mortgage transaction fee or commission to other than certain actively licensed persons; amending s. 494.0031, F.S.; providing for licensure of mortgage brokerage business branches; increasing license fees; deleting references to registrations and permits; amending s. 494.0032, F.S.; providing for renewal of branch licenses; increasing license renewal fees; providing for reversion of licenses to inactive status under certain circumstances; providing for reactivation of licenses; providing for a reactivation fee; amending s. 494.0033, F.S.; specifying an application fee; clarifying provisions; amending s. 494.00331, F.S.; prohibiting simultaneous multiple licensures; amending s. 494.0034, F.S.; deleting an automatic license expiration provision; clarifying provisions; amending s. 494.0036, F.S.; requiring a license to operate a mortgage brokerage business branch office; requiring display of licenses; amending s. 494.0038, F.S.; clarifying the timing of certain disclosures; amending s. 494.0039, F.S.; revising mortgage brokerage business principal place of business requirements; amending s. 494.0038, F.S.; amending s. 494.004, F.S.; including pleas of nolo contendere to certain crimes within certain licensee reporting requirements; requiring licensees to report conviction or pleas of nolo contendere to felonies; requiring licensees to provide the department with certain information relating to associated mortgage brokers; requiring the department to adopt certain rules; amending s. 494.0041, F.S.; revising the list of acts constituting grounds for disciplinary action; amending s. 494.0061, F.S.; providing for mortgage lender branch office licenses; increasing a license fee; clarifying provisions; amending s. 494.0062, F.S.; providing for correspondent mortgage lender branch office licenses; increasing a license fee; clarifying provisions; amending s. 494.0064, F.S.; providing for renewal of certain licenses; increasing license renewal fees; providing for reversion of licenses to inactive status; deleting an automatic license expiration provision; amending s. 494.0066, F.S.; requiring mortgage lender and correspondent mortgage lender branch office licenses; increasing license fees; amending s. 494.0067, F.S.; requiring display of certain licenses; requiring registration of loan originators; requiring certain information relating to loan originators; amending s. 494.0072, F.S.; revising a list of certain acts

constituting grounds for disciplinary action; clarifying application of certain disciplinary actions; amending s. 494.0073, F.S.; providing for mortgage lenders or correspondent mortgage lenders to act as mortgage brokerage businesses; repealing s. 494.0037, F.S., relating to books, accounts, and records; providing effective dates.

—was referred to the Committees on Banking and Insurance; and Fiscal Resource.

By Senator Carlton—

SB 1328—A bill to be entitled An act expressing the legislative intent to create the Front Porch Florida Program; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

By Senator Latvala—

SB 1330—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; defining the term “advertising agency”; exempting the sale of advertising services by an advertising agency and certain items sold to, produced by, or sold by advertising agencies and related services from the tax; providing for administration; providing for retroactive applicability in certain circumstances; providing an effective date.

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

By Senators Klein, Dyer and Holzendorf—

SB 1332—A bill to be entitled An act relating to trust funds; creating the Public School Technology Infrastructure Trust Fund within the Department of Education; providing for moneys in the trust fund to be used to connect each classroom in the state’s public schools to the Internet; providing for moneys in the trust fund to be available only after a school district has exhausted all other funds for technology provided by the Legislature; requiring that the Department of Education adopt rules; providing a contingent effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Grant—

SB 1334—A bill to be entitled An act relating to the judiciary; amending s. 20.031, F.S.; increasing the number of judges in specified judicial circuits; amending s. 34.022, F.S.; increasing the number of judges in specified county courts; amending s. 35.06, F.S.; increasing the number of judges in specified districts; providing for appointment by the Governor; providing an effective date.

—was referred to the Committees on Judiciary and Fiscal Policy.

By Senators Latvala, Scott, Horne, Lee, Dawson-White, Geller, Laurent, Mitchell, Meek and Clary—

SJR 1336—A joint resolution amending s. 16, Art. III of the State Constitution to revise the timeframes for apportionment by the Legislature.

—was referred to the Committee on Rules and Calendar.

By Senator Campbell—

SB 1338—A bill to be entitled An act relating to tort actions; amending s. 627.737, F.S.; establishing criteria for the creation of a rebuttable

presumption of permanent injury resulting from the ownership, maintenance, or operation of a motor vehicle; providing an effective date.

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

By Senator Mitchell—

SB 1340—A bill to be entitled An act relating to unemployment compensation; amending s. 443.101, F.S.; redefining the term “just cause” to include circumstances resulting from domestic violence; providing an effective date.

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

By Senator Mitchell—

SB 1342—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for certain records of domestic violence used in unemployment compensation cases; providing an expiration date; providing a finding of public necessity; providing a contingent effective date.

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

By Senator Campbell—

SB 1344—A bill to be entitled An act relating to contracting; amending s. 489.537, F.S.; providing that any county or municipality may require the presence of an electrical journeyman on each job site at which electrical work is being performed; authorizing the establishment of a ratio of journeymen to the rest of the workforce and providing limits thereon; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Regulated Industries.

By Senator Campbell—

SB 1346—A bill to be entitled An act relating to plastic or cosmetic surgery; requiring certain advertisements for such surgery or procedures in an unlicensed setting to contain a warning relating to the potential dangers; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Agriculture and Consumer Services.

By Senator Campbell—

SB 1348—A bill to be entitled An act relating to the practice of medicine; creating s. 458.351, F.S.; requiring that a physician or person licensed under ch. 458, F.S., notify the Department of Health of any adverse incident occurring in a setting that is not licensed under ch. 395, F.S.; defining the term “adverse incident”; requiring that the department review adverse incidents; authorizing the Board of Medicine to adopt rules; amending s. 458.331, F.S., relating to grounds for disciplinary action by the board; deleting provisions made obsolete by the act; amending s. 458.309, F.S.; authorizing the board to adopt standards of practice and care for particular practice settings; authorizing the board to adopt standards for conducting surgery in settings other than a hospital; authorizing the board to approve other agencies to conduct inspections; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Fiscal Policy.

By Senator Geller—

SB 1350—A bill to be entitled An act relating to insurance; providing an insurance compliance self-evaluation privilege for insurers and persons conducting activities regulated under the Florida Insurance Code who conduct voluntary internal audits of their compliance programs and management systems to improve compliance with state and federal law; providing that such audit documents are privileged and not discoverable or admissible as evidence in any civil, criminal, or administrative proceeding; providing conditions; providing for inapplicability of the privilege under certain circumstances; authorizing the court to require disclosure upon making a determination that the assertion of the privilege is fraudulent or that the material is not subject to the privilege; prescribing documents to which the privilege does not apply; providing definitions; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senators Bronson, Dyer, Horne, Casas, Holzendorf and Childers—

SB 1352—A bill to be entitled An act relating to the Public Service Commission; amending s. 367.081, F.S.; prohibiting the commission from imputing prospective future contributions-in-aid-of-construction against certain utility investments in certain rate proceedings; providing construction; requiring the commission to approve rates for certain services under certain circumstances; providing construction; deleting a requirement that the commission consider a utility’s investments in certain lands or facilities in setting final rates; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senators Mitchell, Kirkpatrick, Thomas, Geller, Childers and Clary—

SB 1354—A bill to be entitled An act relating to small county road assistance; creating s. 339.2816, F.S.; creating the Small County Road Assistance Program within the Department of Transportation; providing legislative intent; providing a definition; providing funding; providing for eligibility; providing for the application of bidding provisions; providing for rules; providing an effective date.

—was referred to the Committees on Transportation and Fiscal Policy.

By Senators Klein, Clary, Silver, Brown-Waite, Kurth and Myers—

SB 1356—A bill to be entitled An act relating to school health services; providing a short title; amending s. 381.0056, F.S.; defining the term “entity” or “health care entity”; requiring that certain services be documented in a local school health services plan; specifying that certain persons be considered agents of the state for purposes of sovereign immunity when rendering specified services; creating s. 381.0058, F.S., relating to public-private partnerships for the provision of school nurse services; providing legislative intent and purpose; providing departmental duties; providing a proposal submission and review process; providing for the scope of services to be provided; providing for review and selection criteria; creating s. 381.0059, F.S., relating to background screening requirements for school health services providers; specifying the persons who must submit to such screening; specifying payment for screening services; providing grounds for disqualification; requiring certain attestation to screening requirements; directing the Department of Health to determine a means by which certain units of local government may receive a designation for purposes of federal Title V programs; requiring a study of training requirements for school health nurses; providing legislative intent relating to funding of the act; providing appropriations; providing an effective date.

—was referred to the Committees on Education; Health, Aging and Long-Term Care; and Fiscal Policy.

By Senator Webster—

SB 1358—A bill to be entitled An act relating to state contracts with religious organizations; providing a definition; authorizing certain agencies to contract with religious organizations under certain programs or allow religious organizations to accept certificates, vouchers, or other forms of disbursement under certain programs; specifying eligibility of religious organizations; providing certain protections for religious organizations; authorizing alternative provision of services and disbursements under certain circumstances; requiring certain agencies to prepare implementation plans and submit the plans to the Governor and the Legislature; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Children and Families.

By Senator Thomas—

SB 1360—A bill to be entitled An act relating to wildfires and other disasters; expressing the legislative intent to enact laws coordinating the resources of the state in responding to wildfires and other disasters; providing an effective date.

—was referred to the Committee on Agriculture and Consumer Services.

By Senator Thomas—

SB 1362—A bill to be entitled An act relating to agriculture; expressing the legislative intent to revise the laws relating to agriculture; providing an effective date.

—was referred to the Committee on Agriculture and Consumer Services.

By Senator Gutman—

SB 1364—A bill to be entitled An act relating to teacher certification; amending s. 231.17, F.S.; providing that a master's degree in public administration satisfies certain requirements for certification in educational leadership; providing an effective date.

—was referred to the Committee on Education.

By Senators Forman, Mitchell, Dawson-White, Holzendorf, Horne, Jones, Campbell, Gutman and Klein—

SB 1366—A bill to be entitled An act relating to unemployment compensation; amending s. 443.036, F.S.; providing a definition and application of alternative base period; providing requirements and limitations; providing an effective date.

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

By Senator Gutman—

SB 1368—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 for the sale, rental, or lease, and for the cost of repair and replacement parts for, certain commercial vehicles that are operated actively and exclusively for the carriage of interstate freight; providing an effective date.

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

By Senator Gutman—

SB 1370—A bill to be entitled An act relating to solid waste; requiring local governments providing solid-waste-management services to be subject to the same requirements as private companies; providing for the applicability of the Florida Antitrust Act; providing procedures for the displacement of private solid-waste-management companies; amending s. 171.062, F.S.; providing for the disposition of solid-waste franchises or contracts in areas that are annexed; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

Senate Resolutions 1372—1374—Not referenced.

By Senator Gutman—

SB 1376—A bill to be entitled An act relating to the Patient Self-Referral Act; amending s. 455.654, F.S.; defining the term "personal supervision" for purposes of regulating financial arrangements between referring health care providers and providers of health care services; redefining the term "referral" to exclude certain actions; providing an effective date.

—was referred to the Committee on Health, Aging and Long-Term Care.

By Senators Saunders, Bronson, Carlton, Jones, Forman, Sebesta, Dawson-White and Brown-Waite—

SB 1378—A bill to be entitled An act relating to dentistry; amending s. 466.004, F.S.; revising qualifications for membership on the Board of Dentistry; providing applicability; amending s. 466.021, F.S.; revising requirements relating to dental work orders; amending s. 466.0282, F.S.; revising requirements relating to the recognition and advertising of dental specialties; requiring certain consumer notice; providing an effective date.

—was referred to the Committee on Health, Aging and Long-Term Care.

By Senator Sullivan—

SB 1380—A bill to be entitled An act relating to the Florida Bright Futures Scholarship Program; amending s. 240.40205, F.S.; requiring a test score and two levels of maximum annual award for a scholarship; amending s. 240.40206, F.S.; requiring a test score, to be raised in certain increments, and two levels of maximum annual award for a scholarship; amending s. 240.40207, F.S.; requiring the use of a scholarship at certain postsecondary educational institutions; amending s. 240.40208, F.S.; deleting a cross-reference; repealing s. 240.40209, F.S.; relating to awards used at nonpublic postsecondary educational institutions; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senators Holzendorf, Dawson-White, Gutman and Meek—

SB 1382—A bill to be entitled An act relating to firearms; amending s. 790.001, F.S.; defining the term "locking device"; amending s. 790.174, F.S.; providing that a locking device may be used for the purpose of lawfully storing a firearm within access of a minor, as defined; requiring a person to secure a firearm with a locking device under specified circumstances when the firearm is left or stored on premises where such minor resides; providing penalties for failure to store or leave the firearm in the required manner, under specified circumstances; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Laurent—

SB 1384—A bill to be entitled An act relating to hunting and fishing; amending s. 372.57, F.S.; deleting a 3-day nonresident fishing license; creating s. 372.5711, F.S.; providing for review of hunting and fishing license and permit fees and exemptions; providing an effective date.

—was referred to the Committees on Natural Resources and Fiscal Resource.

By Senator Cowin—

SB 1386—A bill to be entitled An act relating to fish habitat restoration of public lakes; creating s. 372.0745, F.S.; creating a fish habitat restoration program for public lakes in the Fish and Wildlife Conservation Commission; providing an effective date.

—was referred to the Committee on Natural Resources.

By Senators Cowin, Kirkpatrick, Bronson, Sebesta, Clary, Dyer and Sullivan—

SB 1388—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 certain organizations that are primarily funded by local governments and that encourage the use of certain locations as venues for sporting events; providing an effective date.

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

By Senator Cowin—

SB 1390—A bill to be entitled An act relating to education; amending s. 228.041, F.S.; revising the definitions of “graduation rate” and “drop-out rate”; providing an effective date.

—was referred to the Committee on Education.

By Senator Cowin—

SB 1392—A bill to be entitled An act relating to school attendance; amending s. 232.01, F.S.; revising age requirements for compulsory school attendance; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Cowin—

SB 1394—A bill to be entitled An act relating to random drug testing; creating s. 402.355, F.S.; providing authority for the Department of Children and Family Services to issue random drug testing for certain classes of employees; providing an effective date.

—was referred to the Committees on Children and Families; Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Burt—

SB 1396—A bill to be entitled An act relating to the registration of drugs, devices, and cosmetics; amending s. 499.015, F.S.; exempting from ss. 499.015, 499.041(6), F.S., each manufacturer of medical devices that are approved by, registered with, and listed with the federal Food and Drug Administration; requiring certain information to be submitted with such a manufacturer’s application for a permit to do business in this state; providing an effective date.

—was referred to the Committee on Health, Aging and Long-Term Care.

By Senator Cowin—

SB 1398—A bill to be entitled An act relating to the corporate income tax; creating s. 220.185, F.S.; providing legislative findings and purpose; authorizing a credit against the tax in an amount equal to a percentage of the costs of rehabilitation of a historic building used for commercial purposes; providing requirements and limitations; requiring certification with respect to the period during which the property was used for a commercial purpose; providing for carryover of the credit; providing eligibility requirements for historic buildings and improvements thereto; providing application requirements; requiring a resolution by the local government; providing duties of the Division of Historical Resources, Department of State, and the Department of Revenue regarding administration and monitoring of exemptions; amending s. 220.02, F.S.; providing the order of priority of various credits against the tax; amending s. 220.13, F.S., relating to the determination of adjusted federal income; providing for the addition of rehabilitation costs equal to the credit granted under s. 220.185, F.S., to a taxpayer’s taxable income; providing an effective date.

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

By Senator Burt—

SB 1400—A bill to be entitled An act relating to long-term-care insurance for public employees; amending s. 110.1227, F.S.; providing legislative intent; revising duties of the Department of Elderly Affairs and the Division of State Group Insurance with respect to long-term-care insurance for public employees; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Scott—

SB 1402—A bill to be entitled An act relating to designation of facilities and structures; designating a specified bridge in Fort Lauderdale the “E. Clay Shaw, Jr., Bridge”; designating a specified portion of highway in Fort Lauderdale the “Commodore Brook Memorial Causeway”; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Grant—

SB 1404—A bill to be entitled An act relating to public records; prohibiting governmental agencies from disclosing or misusing certain information concerning the information technology resources of businesses or other governmental agencies under specified conditions; providing remedies and prescribing damages for violations; providing criminal penalties for governmental employees who unlawfully divulge or misuse such information; providing for future review and repeal; providing a statement of necessity; providing a contingent effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Rules and Calendar.

By Senator Cowin—

SB 1406—A bill to be entitled An act relating to child deaths; creating the “Florida Child Death Review Act”; providing legislative policy and intent; creating a Child Death Review Committee within the Department of Health; providing for membership of the committee; specifying the duties of the committee; providing for terms of office; providing for members of the committee to be reimbursed for expenses; providing for counties to establish local child death review committees; providing for membership and duties; authorizing the review committees to have access to information pertaining to the death of a child; authorizing the State Child Death Review Committee to issue subpoenas; providing

immunity from liability for members of the committees and employees; requiring that the Department of Health administer the funds appropriated to operate the review committees; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Fiscal Policy.

By Senator Cowin—

SB 1408—A bill to be entitled An act relating to public records and meetings; providing that confidential information obtained by the State Child Death Review Committee, a local committee, or a panel or committee assembled by either, or by a hospital or health care practitioner from any of those entities, shall remain confidential; providing an exemption from public records and public meeting requirements for specified records and meetings of the state committee, a local committee, or a panel or committee assembled by either, relating to child fatalities; providing a penalty; 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, Aging and Long-Term Care; and Rules and Calendar.

By Senator Grant—

SB 1410—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 Committee on Banking and Insurance.

By Senator Klein—

SB 1412—A bill to be entitled An act relating to campaign financing; amending s. 106.09, F.S.; increasing penalties for making certain illegal campaign contributions; providing an effective date.

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

By Senators Clary, Silver, Klein, Bronson, Gutman and Mitchell—

SB 1414—A bill to be entitled An act relating to dental services coverage under the Florida Kidcare program; amending s. 409.815, F.S.; providing coverage for certain dental procedures; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Fiscal Policy.

By Senator Clary—

SB 1416—A bill to be entitled An act relating to revenue sharing; amending ss. 218.21, 218.215, 218.23, 218.245, 218.25, and 218.26, F.S.; renaming the Revenue Sharing Trust Fund for Counties as the Revenue Sharing Trust Fund for Counties and Municipalities and providing for

deposit of revenue designated for revenue sharing therein; terminating the Revenue Sharing Trust Fund for Municipalities and transferring the revenues therein to the Revenue Sharing Trust Fund for Counties and Municipalities; providing that the apportionment factor for distribution of revenue sharing funds to eligible counties and municipalities shall be based solely on population; amending s. 199.292, F.S., relating to disposition of intangible personal property taxes, s. 206.605, F.S., relating to disposition of the municipal tax on motor fuel, s. 206.879, F.S., relating to disposition of the state alternative fuel fees, and s. 210.20, F.S., relating to disposition of cigarette taxes; providing for deposit of proceeds designated for revenue sharing under said sections in the Revenue Sharing Trust Fund for Counties and Municipalities; providing an effective date.

—was referred to the Committee on Fiscal Resource.

By Senator Cowin—

SB 1418—A bill to be entitled An act relating to postsecondary education fee terminology; amending s. 228.041, F.S.; revising definitions relating to postsecondary student fee terminology; directing that changes in terminology in statutes be made; providing an effective date.

—was referred to the Committee on Education.

By Senator Silver—

SB 1420—A bill to be entitled An act relating to workers' compensation; amending s. 440.13, F.S.; deleting an exclusion of certain chiropractic services from medically necessary treatment, care, and services under certain circumstances; amending s. 440.134, F.S.; including chiropractic physicians under the term "medical care coordinator" for certain purposes; providing for access to chiropractic physicians; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Fiscal Policy.

By Senator Hargrett—

SB 1422—A bill to be entitled An act relating to the Tampa-Hillsborough County Expressway Authority; amending s. 338.251, F.S.; providing that funds repaid by the authority to the Toll Facilities Revolving Trust Fund are to be loaned back to the authority for specified purposes; providing an effective date.

—was referred to the Committees on Transportation and Fiscal Policy.

By Senator Latvala—

SB 1424—A bill to be entitled An act relating to sewage treatment facility discharges; prohibiting new discharges or increased pollutant loadings from existing sewage treatment facilities into coastal waters adjacent to Pasco County or waters tributary thereto; authorizing the Department of Environmental Protection to grant exceptions under certain circumstances; providing an effective date.

—was referred to the Committee on Natural Resources.

By Senator Latvala—

SB 1426—A bill to be entitled An act relating to alcoholic beverage licenses; authorizing the Division of Alcoholic Beverages and Tobacco to issue a special alcoholic beverage license to the Board of Directors of the Dunedin Fine Art Center, Inc., for use at the center; providing definitions; providing for the transfer and reverter of the license; prohibiting the package sale of alcoholic beverages for consumption off the premises; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Regulated Industries.

By Senator Silver—

SB 1428—A bill to be entitled An act relating to postrelease supervision of offenders; creating the “Supervision of Violent Offenders Act of 1999”; amending s. 947.1405, F.S., relating to the Conditional Release Program Act; revising criteria for eligibility for conditional release; providing that an inmate who has committed any of specified crimes but who has not served at least one prior felony commitment may be subject to conditional release supervision; specifying that certain inmates are to be released under “conditional release” supervision; revising terms and conditions of conditional release supervision applicable to certain inmates convicted of specified offenses or sentenced as a habitual or violent felony offender or a violent career criminal; providing for applicability of such supervision to all sentences under specified circumstances when an inmate’s overall term of sentences includes one or more sentences on which the eligibility for control release supervision is based; requiring supervision by the Department of Corrections, according to the conditions imposed by the court when the inmate who is placed on conditional release supervision also is subject to probation or community control resulting from a split sentence within the overall term of sentences; providing for revocation of the conditional release supervision without further hearing by the commission in those cases when the court revokes probation or community control; providing for forfeiture of all gain-time under specified circumstances, and authorizing the Parole Commission to revoke the resulting deferred conditional release supervision and take other appropriate action; providing for the supervision to revert to the authority of the commission and be subject to the conditions of the commission in certain cases when the term of the probation or community control expires before that of the conditional release supervision; providing for applicability of various changes made by the act to certain inmates convicted of crimes committed before, on, or after July 1, 1999; providing for applicability of certain provisions relating to the authority of the commission to establish terms and conditions of such release and to determine whether a violation has occurred or revocation is warranted; providing for applicability of a requirement that certain offenders submit to random substance abuse testing throughout the term of such conditional release supervision; reenacting s. 775.084(4)(i), relating to violent career criminals, habitual felony offenders, and habitual violent felony offenders, s. 921.001(10), F.S., relating to the Sentencing Commission and sentencing guidelines, s. 944.70(1), relating to conditions for release from incarceration, s. 947.13(1)(f), F.S., relating to powers and duties of the Parole Commission, and s. 947.141(1) and (2), F.S., relating to violations of conditional release, control release, or conditional medical release, to incorporate the amendment in references; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Silver—

SB 1430—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, 620.8904, 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, 620.9101, 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, 620.7851, 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; and Judiciary.

By Senator Klein—

SB 1432—A bill to be entitled An act relating to child care; providing legislative intent; authorizing the establishment of Institutes of Excellence in Infant and Toddler Development; specifying functions of Institutes of Excellence; providing for funding; requiring the submission of annual evaluations; requiring an assessment regarding persons in the fields of child care and early childhood development; providing an effective date.

—was referred to the Committees on Education; and Children and Families.

By Senator Hargrett—

SB 1434—A bill to be entitled An act relating to lead-acid battery fees; amending s. 403.7185, F.S.; authorizing the Department of Environmental Protection to make grants to provide incentives for recycling facilities for lead-acid batteries and other lead containing waste products; providing an effective date.

—was referred to the Committees on Natural Resources and Fiscal Resource.

By Senator Sebesta—

SB 1436—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.18, F.S.; abolishing the additional fee for a certificate of registration charged to specified dealers; providing an effective date.

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

By Senator Klein—

SB 1438—A bill to be entitled An act relating to local government; creating ss. 163.2511, 163.2514, 163.2517, 163.2520, 163.2523, 163.2526, F.S., the Urban Infill and Redevelopment Act; providing legislative findings; providing definitions; authorizing counties and municipalities to designate urban infill and redevelopment areas based on specified criteria; requiring preparation of a plan or designation of an existing plan and providing requirements with respect thereto; requiring a public hearing; providing for amendment of the local comprehensive plan; providing that counties and municipalities that have adopted such plan may issue revenue bonds and employ tax increment financing under the Community Redevelopment Act and exercise powers granted to community redevelopment neighborhood improvement districts; requiring a report by certain state agencies; providing a program for grants to counties and municipalities with urban infill and redevelopment areas; providing for review and evaluation of the act and requiring a report; amending s. 163.3180, F.S.; authorizing exemptions from the transportation facilities concurrency requirement for developments located in an urban infill and redevelopment area; amending s. 163.3187, F.S.; providing that comprehensive plan amendments to designate such

areas are not subject to statutory limits on the frequency of plan amendments; including such areas within certain limitations relating to small scale development amendments; amending s. 187.201, F.S.; including policies relating to urban policy in the State Comprehensive Plan; providing an appropriation; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; Commerce and Economic Opportunities; and Fiscal Policy.

By Senator Lee—

SB 1440—A bill to be entitled An act relating to courses of study; amending s. 233.061, F.S.; authorizing certain exemptions from required reproductive health or AIDS instructional activities; providing an effective date.

—was referred to the Committee on Education.

By Senator Lee—

SB 1442—A bill to be entitled An act relating to child care facilities; amending s. 402.305, F.S.; requiring the Department of Children and Family Services, in conjunction with the Department of Health, to develop standards for child care facilities that serve mildly ill children; providing guidelines for the standards; providing an effective date.

—was referred to the Committee on Children and Families.

By Senator Jones—

SB 1444—A bill to be entitled An act relating to alcoholic beverage licenses; amending s. 561.01, F.S.; defining the term “historic structures”; amending s. 561.20, F.S.; providing for the issuance of special alcoholic beverage licenses to certain hotels and motels with no fewer than 10 and no more than 25 guest rooms in municipalities which are within a specified population range; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senator Jones—

SB 1446—A bill to be entitled An act relating to transportation; amending s. 334.044, F.S.; providing for the allocation of a certain percentage of each project for roadside beautification by the Department of Transportation; providing an effective date.

—was referred to the Committees on Transportation and Fiscal Policy.

By Senator Jones—

SB 1448—A bill to be entitled An act relating to dependent children; creating s. 39.4085, F.S.; providing a “Bill of Rights,” specifying the rights of dependent children in shelter or foster care; providing an effective date.

—was referred to the Committees on Children and Families; and Fiscal Policy.

By Senator Jones—

SB 1450—A bill to be entitled An act relating to educational finance; amending s. 236.081, F.S.; revising the limitation on the percentage of a school district’s total K-12 Florida Education Finance Program calculation that may be produced by the district’s revenue from required local effort millage; providing an effective date.

—was referred to the Committees on Education and Fiscal Resource.

By Senator Jones—

SB 1452—A bill to be entitled An act relating to rural hospitals; amending s. 408.07, F.S.; redefining the term “rural hospital” for the purpose of state law governing health care administration to include certain hospitals in charter counties; providing an effective date.

—was referred to the Committee on Health, Aging and Long-Term Care.

By Senator Jones—

SB 1454—A bill to be entitled An act relating to natural disaster relief; providing relief to the Monroe County School District for certain declared natural disasters; holding the school district harmless with respect to its 1998-1999 FEFP appropriation; providing an appropriation to cover the costs of certain expenses related to recovery efforts; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Jones—

SB 1456—A bill to be entitled An act relating to the Department of Law Enforcement; requiring the department to conduct an annual study and prepare a report relating to stops by law enforcement officers for routine traffic violations; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Jones—

SB 1458—A bill to be entitled An act relating to massage therapy; amending s. 641.19, F.S.; revising a definition; amending s. 641.31, F.S.; requiring certain health maintenance contracts to cover persons licensed to practice massage under certain circumstances; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health, Aging and Long-Term Care; and Fiscal Policy.

By Senators Gutman, Casas, Silver, Meek, Holzendorf, Bronson, Forman and Jones—

SB 1460—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S.; redefining the term “average final compensation”; amending s. 121.091, F.S.; redefining the normal retirement benefit for special risk members to include enhanced credit for certain prior service; changing the date for certain special risk class members to elect participation in the Deferred Retirement Option Program; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

SR 1462—Not referenced.

By Senator Dyer—

SB 1464—A bill to be entitled An act relating to the depopulation of the Florida Residential Property and Casualty Joint Underwriting Association; repealing s. 627.3511(5)(b), F.S., relating to the qualification of an insurer for an exemption from certain assessment; providing retroactive application; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Webster—

SB 1466—A bill to be entitled An act relating to children and families; transferring powers, duties, and functions relating to children-in-need-of-services programs, families-in-need-of-services programs, and delinquency prevention programs and services from the Department of Juvenile Justice to the Department of Children and Family Services; amending ss. 20.19, 20.316, F.S.; revising responsibilities of the departments to conform to the transfer; providing for pt. XII of ch. 39, F.S., entitled “Children and Families in Need of Services and Delinquency Prevention,” and transferring provisions of ch. 984, F.S., to that part; renumbering and amending s. 984.04, F.S., relating to procedures and jurisdiction for families in need of services; renumbering and amending s. 984.05, F.S., relating to rules relating to habitual truants; renumbering ss. 984.06, 984.07, F.S., relating to oaths, records, confidential information, and appointed counsel; renumbering and amending s. 984.071, F.S., relating to a services information packet; renumbering and amending s. 984.08, F.S., relating to attorney’s fees; renumbering and amending s. 984.085, F.S., relating to sheltering unmarried minors; renumbering and amending s. 984.09, F.S.; deleting provision relating to detention of a child held in contempt; renumbering and amending s. 984.10, F.S., relating to intake; renumbering and amending s. 984.11, F.S., relating to services to families in need of services; renumbering and amending s. 984.12, F.S., relating to case staffing for families in need of services; renumbering and amending s. 984.13, F.S., relating to taking into custody a child in need of services; renumbering and amending s. 984.14, F.S., relating to shelter placement and hearings; renumbering and amending s. 984.15, F.S., relating to petition for a child in need of services; renumbering and amending s. 984.16, F.S., relating to process and service; renumbering ss. 984.17, 984.18, F.S., relating to response to petition, representation of parties, and referral of child-in-need-of-services cases to mediation; renumbering and amending s. 984.19, F.S., relating to medical, psychiatric, and psychological examination of child, parent, guardian, or custodian; renumbering and amending s. 984.20, F.S., relating to hearings for child-in-need-of-services cases; renumbering and amending s. 984.21, F.S., relating to orders of adjudication; renumbering and amending s. 984.22, F.S., relating to powers of disposition; renumbering and amending s. 984.225, F.S., relating to powers of disposition and placement in a staff-secure shelter; renumbering and amending s. 984.226, F.S., relating to a pilot program for a physically secure facility and contempt of court; renumbering and amending s. 984.23, F.S., relating to court and witness fees; renumbering and amending s. 984.24, F.S., relating to appeal; renumbering and amending s. 985.415, F.S.; revising and transferring to part XII of ch. 39, F.S., provisions relating to Community Prevention Partnership Grants; amending ss. 27.151, 39.001, 39.01, 39.205, 39.302, 39.828, 95.11, 228.041, 230.2316, 232.17, 232.19, 316.003, 316.635, 397.6758, 397.706, 409.2564, 409.803, 419.001, 743.0645, 744.309, F.S., to conform to the act; conforming references and cross-references; merging provisions from ch. 984, F.S., relating to purpose and intent and definitions into those provisions of ch. 39, F.S.; amending ss. 985.01, 985.02, 985.03, 985.204, 985.2065, 985.21, 985.214, 985.216, 985.404, 985.413, 985.414, 985.416, F.S.; conforming to the act provisions relating to delinquency and the juvenile justice system; repealing ss. 39.0196, 984.086, 985.2066, F.S., relating to interagency cooperation for services to children locked out of the home; repealing ss. 984.01, 984.02, 984.03, 984.04, F.S., relating to purposes, intent, definitions, procedures, and jurisdiction for children and families in need of services; repealing s. 985.03(1)(c), (44), (50), (51), and (52), F.S., relating to definitions; providing an effective date.

—was referred to the Committees on Criminal Justice; Children and Families; and Fiscal Policy.

By Senator Brown-Waite—

SB 1468—A bill to be entitled An act relating to statewide drug control; creating the Office of Drug Control within the Executive Office of the Governor; providing for the office to be headed by a director who is appointed by the Governor and subject to Senate confirmation; providing purpose and duties of the Office of Drug Control; creating the Statewide Drug Policy Advisory Council within the Executive Office of the Governor; providing for membership of the advisory council; providing for terms of office; providing for payment of per diem and travel expenses;

providing duties of the advisory council; authorizing the chairperson of the advisory council to appoint work groups; requiring an annual report; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Mitchell—

SB 1470—A bill to be entitled An act relating to child support; amending s. 61.30, F.S.; providing definitions; revising requirements for determination and adjustment of a child support obligation; revising factors to be considered in justifying deviations; deleting separate review procedure for Title IV-D cases; providing a presumption regarding an adult parent’s ability to work; revising allowable deductions from gross income; providing deduction for direct payment, rather than prepayment, of child care costs; providing responsibility for health insurance costs and noncovered medical costs; requiring review of the child support obligation schedules by an economist for the Legislature; requiring court review of a child support obligation arrived at through a settlement agreement; amending ss. 61.13, 61.14, 409.2564, 741.0306, and 794.05, F.S.; conforming provisions and references; creating the Child Support Study Commission; providing membership; providing for administrative support and assistance by the Office of the State Courts Administrator; providing duties of the commission; requiring a report; providing an appropriation; providing an effective date.

—was referred to the Committees on Children and Families; Judiciary; and Fiscal Policy.

By Senator Mitchell—

SB 1472—A bill to be entitled An act relating to insurance; amending s. 624.426, F.S.; providing an exemption to the countersignature law; amending s. 627.7015, F.S.; defining the term “claim” for purposes of property claim mediation; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Horne—

SB 1474—A bill to be entitled An act relating to education; creating professional development academies to meet the human resource development needs of professional educators, schools, and school districts; providing that appropriated funds must be allocated by the Commissioner of Education unless otherwise provided in the appropriations act; providing eligibility requirements for start-up funds; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Campbell—

SB 1476—A bill to be entitled An act relating to emergency medical services; amending s. 401.117, F.S.; providing additional guidelines for the Department of Health to consider when developing grant-disbursement procedures; amending s. 401.211, F.S.; declaring additional legislative intent; amending s. 401.23, F.S.; defining and redefining terms for use with respect to emergency medical services; amending s. 401.245, F.S.; revising provisions relating to calling meetings and maintaining records of the Emergency Medical Services Advisory Council; amending s. 401.25, F.S.; revising qualifications for licensure as basic or advanced life support service; amending s. 401.251, F.S.; revising standards for licensing air ambulance services; amending s. 401.252, F.S.; revising regulations governing the conduct of interfacility transfers; amending s. 401.265, F.S.; revising standards for employment and duties of medical directors; creating s. 401.2651, F.S.; providing for a state emergency medical services medical director; amending s. 401.27, F.S.; revising standards for certification of emergency medical technicians and paramedics; creating s. 401.2701, F.S.; providing for treat-

ment of impaired emergency medical technicians and paramedics; amending s. 401.30, F.S.; providing for use and maintenance of records; creating s. 401.305, F.S.; requiring licensees and certificateholders to maintain an address of record; amending s. 401.31, F.S.; revising procedures for correction of violations by licensees; amending s. 401.321, F.S.; revising procedures for changing a licensee's location or service name; amending s. 401.33, F.S.; exempting certain specialty vehicles from regulation; amending s. 401.34, F.S.; increasing fees; providing legislative findings with respect to fees; authorizing the department to adopt rules with respect to fees; amending s. 401.41, F.S.; deleting a criminal penalty for falsely acting as or holding oneself out as an ambulance driver; amending s. 401.411, F.S.; revising provisions relating to discipline of licensees, certificateholders, and permittees; amending s. 401.414, F.S.; authorizing the department to adopt rules relating to complaint investigation procedures; amending s. 401.421, F.S.; providing additional penalties for violations; providing for cease and desist orders; providing for administrative fines; amending s. 401.425, F.S.; redefining the makeup of "emergency medical review committees"; providing that confidential documents circulated internally for educational purposes do not lose their status of confidentiality; amending s. 401.435, F.S.; revising provisions regulating first responder agencies and training; amending s. 401.45, F.S.; requiring responses by licensed service providers; creating s. 401.49, F.S.; providing for licensing emergency medical technician and paramedic education programs; creating s. 401.50, F.S.; providing guidelines for recertification training; creating s. 401.51, F.S.; providing complaint investigation procedures; creating s. 401.52, F.S.; providing for disciplinary action by the department; providing penalties; creating s. 401.53, F.S.; prescribing the power to take depositions, administer oaths, and issue subpoenas; creating s. 401.55, F.S.; providing for health, welfare, safety, and infection control; amending s. 395.3025, F.S.; providing for emergency medical services licensees' access to patient records; amending s. 395.1027, F.S.; conforming a cross-reference; requiring a study of regulating and licensing emergency medical services systems; requiring a report; providing effective dates.

—was referred to the Committees on Health, Aging and Long-Term Care; and Fiscal Policy.

By Senator Mitchell—

SB 1478—A bill to be entitled An act relating to Crime Stoppers trust funds; creating s. 932.80, F.S.; requiring each board of county commissioners to create a Crime Stoppers trust fund; specifying the purposes for which moneys in the trust funds may be expended; providing for distributing moneys in a trust fund to the sheriff or other entity that operates a Crime Stoppers program within the county; providing for the board of county commissioners to expend funds in the trust fund if such program is not operated within the county; requiring that a Crime Stoppers program provide certain services; amending s. 938.06, F.S.; providing for the surcharge assessed as an additional court cost in criminal cases to be deposited into the Crime Stoppers trust fund within the county; repealing s. 16.555, F.S., relating to the Crime Stoppers Trust Fund within the Department of Legal Affairs; providing a contingent effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Resource.

By Senator Mitchell—

SB 1480—A bill to be entitled An act relating to statute of limitations; amending s. 95.051, F.S.; providing that the fraudulent concealment of the cause of action or the identity of the person to be sued tolls the statute; providing legislative intent; providing effective dates.

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

By Senator Saunders—

SB 1482—A bill to be entitled An act relating to student transportation; amending ss. 234.021, 236.083, F.S.; amending criteria for deter-

mining the annual allocation to each school district of funds for transportation to public school programs of students who are in kindergarten through grade 12; requesting that state or local governmental entities that have jurisdiction over hazardous conditions make appropriate budgetary provision for correcting such conditions and correct those conditions within a reasonable time; amending criteria used in designating a hazardous walking condition; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Saunders—

SB 1484—A bill to be entitled An act relating to victim compensation; amending s. 960.03, F.S.; providing definitions; amending s. 960.05, F.S.; prescribing the purposes of the Crime Victims' Services Office in the Department of Legal Affairs; amending s. 960.065, F.S.; prescribing eligibility criteria for awards granted under ch. 960, F.S.; amending s. 960.12, F.S.; increasing the maximum amount of an emergency award; amending s. 960.13, F.S.; prescribing criteria applicable to awards; allowing the department to establish, by rule, maximum award amounts that are lower than the statutory maximums; amending s. 960.14, F.S.; specifying the circumstances in which the department may modify or rescind previous awards for victim compensation; creating s. 960.198, F.S.; allowing the department to award to a victim of domestic violence a sum of money which the victim may use for relocating; providing maximum amounts of such awards; providing prerequisites; providing applicability; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Saunders—

SB 1486—A bill to be entitled An act relating to victim assistance; amending s. 960.001, F.S.; providing that the victim of a crime and the state attorney, upon the victim's consent, have standing to assert the rights of the victim; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senators Saunders, Latvala and Lee—

SB 1488—A bill to be entitled An act relating to courses of study; amending s. 233.061, F.S.; including instruction regarding the sacrifices of veterans in required public school instruction; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Saunders—

SB 1490—A bill to be entitled An act relating to passengers of vehicles; amending s. 316.2015, F.S.; prescribing the authority of local governmental entities to adopt ordinances prohibiting persons from riding in the open bed of trucks; providing penalties; providing an effective date.

—was referred to the Committees on Transportation; and Comprehensive Planning, Local and Military Affairs.

By Senator Saunders—

SM 1492—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.

By Senator Saunders—

SB 1494—A bill to be entitled An act relating to water and wastewater systems; amending s. 367.021, F.S.; redefining the term “governmental authority”; amending s. 367.022, F.S.; providing for an additional exemption; amending s. 367.071, F.S.; authorizing specified transactions before Public Service Commission approval if bond is posted; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senator Saunders—

SB 1496—A bill to be entitled An act relating to sentencing; amending s. 775.021, F.S., relating to rules of construction; providing that certain provisions requiring strict construction or construction most favorably to the accused do not apply to sentencing proceedings after a court has accepted a plea of guilty or nolo contendere or the accused has been found guilty; removing exceptions to certain construction guidelines which provide that the legislative intent is to convict and sentence for each criminal offense in the course of one criminal episode or transaction and not to allow the principle of lenity determine legislative intent; amending s. 874.04, F.S.; providing for enhanced penalties for commission of a felony or misdemeanor, or a delinquent act or violation of law that would be a felony or misdemeanor if committed by an adult, under specified circumstances when the defendant committed the charged offense for the purpose of furthering, benefiting, or promoting a criminal street gang or the defendant’s status in the criminal street gang; amending s. 921.0024, F.S., relating to the Criminal Punishment Code worksheet computations and scoresheets; providing for assessment of certain additional sentence points for conviction of committing or attempting to commit a felony while possessing a firearm, semiautomatic firearm, or machine gun, regardless of when obtained; revising guidelines for application of a specified sentence multiplier for offenses related to criminal street gangs; conforming terminology; amending s. 921.16, F.S., relating to the guidelines for concurrent or consecutive sentencing; providing for the applicability of certain guidelines to all sentences, regardless of whether the offenses occur in single or multiple criminal episodes; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senator Saunders—

SB 1498—A bill to be entitled An act relating to public records; amending s. 395.3035, F.S.; providing exemptions from public records requirements for specified personal information relating to employees of certain health care facilities and their spouses and children; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Rules and Calendar.

By Senator Saunders—

SB 1500—A bill to be entitled An act relating to physician assistants; amending s. 458.347, F.S.; authorizing certain students of the former Florida College of Physician’s Assistants to sit for the examination for licensure as a physician assistant; requiring prior completion of incomplete or additionally required clinical rotations and providing requirements therefor; authorizing temporary licensure; providing for licensure of successful examinees; providing for fees; providing for future repeal; providing an effective date.

—was referred to the Committee on Health, Aging and Long-Term Care.

By Senator Gutman—

SB 1502—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.031, F.S.; providing for exemptions from the tax on renting, leasing, letting, or granting a license for the use of real property; amending s. 212.04, F.S.; providing for exemptions from the tax on admissions; providing for when the tax on admissions is due for events at specified facilities; providing retroactive relief to certain taxpayers; providing an effective date.

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

By Senator Horne—

SB 1504—A bill to be entitled An act relating to education; providing intent for certain high schools designated New Millennium High Schools; requiring certain components of a vocational program called the Florida Tech Prep Pathway; requiring certain activities of staff identified by schools and local business enterprises; providing requirements for students to enroll in certain programs; requiring procedures and certification of tech prep pathway programs; providing for documentation by the Department of Education; creating the Sunshine Technical Skills Certificate; providing requirements; requiring certain schools to be selected as pilot projects; providing duties of the Department of Education and the schools; requiring certain programs and career-development activities to assist counselors at certain high schools; amending ss. 228.041, 229.601, 229.602, 231.121, F.S.; changing a personnel classification title; amending s. 231.1725, F.S.; imposing certain requirements for initial certification and recertification of certain personnel; amending s. 236.081, F.S.; providing for funding of certain programs; prohibiting for certain courses and programs from being reported for funding or from being substituted for other courses or programs; amending s. 239.121, F.S.; changing a personnel classification title; providing for certain professional-development activities; amending s. 239.229, F.S.; providing certain responsibilities for school boards and superintendents; repealing s. 233.068, F.S., which relates to job-related vocational instruction; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Campbell—

SB 1506—A bill to be entitled An act relating to judicial proceedings; amending ss. 48.194, 49.021, F.S.; providing that personal service on a party outside the United States is unnecessary in certain foreclosure proceedings; amending s. 702.01, F.S.; providing that in mortgage foreclosure proceedings a guardian ad litem must not be appointed unless it appears in the public records that a defendant is deceased or incompetent or that the interest of minors or heirs are involved; amending s. 687.06, F.S.; providing that it is unnecessary for the court to adjudge attorney’s fees to be reasonable in proceedings to enforce a note or mortgage when the note or mortgage provides for the award of reasonable attorney’s fees; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Gutman—

SB 1508—A bill to be entitled An act relating to workers’ compensation; amending s. 440.13, F.S.; deleting the provision that medically necessary treatment does not include chiropractic services; specifying date for the Division of Workers’ Compensation of the Department of Labor and Employment Security to adopt rules regarding criteria for approval of courses; providing that injured workers must receive reports that their attorneys and the carrier’s attorneys receive at the time they receive the reports; deleting employee’s responsibility for copayment for medical services; amending s. 440.15, F.S.; extending time for payment of benefits for temporary total disability; increasing the membership on the panel responsible for establishing a uniform permanent impairment rating system; increasing the percentage of an employee’s salary for

purposes of impairment income benefits; prescribing a schedule for payment of benefits; authorizing a judge of compensation claims to settle a dispute between two doctors relating to impairment; increasing the time for payment of temporary partial disability benefits; reducing the geographical area in which the employer must provide the employee with work appropriate to the employee's limitation; increasing the monetary fine for failure to provide such work; amending s. 440.191, F.S.; providing employees with right to an attorney in a proceeding before the Employee Assistance and Ombudsman Office to resolve a dispute; amending s. 440.192, F.S.; providing that an employer is responsible for an employee's attorney's fees and costs in proceedings before a judge of compensation claims; providing applicability for s. 440.20(11)(c), F.S.; repealing s. 440.25(4)(j), F.S., relating to expedited hearings; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Fiscal Policy.

By Senator Thomas—

SB 1510—A bill to be entitled An act relating to enterprise zones; creating s. 290.0069, F.S.; authorizing the Office of Tourism, Trade, and Economic Development to designate an enterprise zone in Liberty County; providing requirements with respect thereto; providing an effective date.

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

SR 1512—Not referenced.

By Senator Clary—

SB 1514—A bill to be entitled An act relating to hospices; amending s. 400.605, F.S.; prescribing additional subjects that must be addressed in rules of the Department of Elderly Affairs; amending s. 400.609, F.S.; authorizing physician services to be provided through contract; prescribing additional facilities in which hospice services may be provided; prescribing responsibility for care and services of persons admitted to hospice programs; providing an effective date.

—was referred to the Committee on Health, Aging and Long-Term Care.

By Senator Clary—

SB 1516—A bill to be entitled An act relating to bail bonds; amending ss. 648.385 and 648.386, F.S.; revising certain continuing education requirements; amending s. 903.21, F.S.; providing a definition; amending s. 903.035, F.S.; specifying that information provided by any person relating to application for bail must be accurate, truthful, and complete; amending s. 903.26, F.S.; requiring discharge of a forfeiture with a time certain; providing an additional criterion for discharge of a forfeiture; requiring a clerk of court to set aside a forfeiture and discharge a bond under certain circumstances; amending s. 903.27, F.S.; providing for tolling certain forfeiture operations under certain circumstances; amending s. 903.28, F.S.; requiring remissions to be granted under certain circumstances; amending s. 903.31, F.S.; providing for expiration of certain bonds under certain circumstances; specifying nonapplication when a bond is declared forfeited; prohibiting reinstatement of original appearance bonds under certain circumstances; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Criminal Justice.

By Senators Scott and Dawson-White—

SB 1518—A bill to be entitled An act relating to Broward County; revising the Charter of Broward County; providing for the office of Mayor of Broward County; providing for the mayor's election, qualifications, duties, responsibilities, and powers; providing duties of certain county officers; providing for alteration of composition of County Commission; providing for election, duties, responsibilities, and powers of commissioners; providing for a referendum; providing effective dates.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Sebesta—

SB 1520—A bill to be entitled An act relating to patient records; amending s. 455.667, F.S.; providing that in claims for injuries due to medical negligence, the health care provider or his or her insurer or legal representative may obtain records and interview certain other health care providers; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Judiciary.

By Senator Holzendorf—

SB 1522—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 Oversight and Productivity; and Fiscal Policy.

By Senator Holzendorf—

SB 1524—A bill to be entitled An act relating to remedial instruction; amending s. 232.245, F.S.; providing legislative intent; requiring the provision of remedial instruction to certain students; providing requirements regarding teacher-to-student ratios in remedial instruction classrooms; amending s. 236.0841, F.S.; revising provisions relating to the expenditure of funds for remedial programs; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Sebesta—

SB 1526—A bill to be entitled An act relating to license plates; amending ss. 320.08056 and 320.08058, F.S.; creating a Choose Life license plate; providing for the distribution of annual use fees received from the sale of such plates; providing certain limitations on the use of such funds; providing a contingent effective date.

—was referred to the Committee on Transportation.

SR 1528—Not referenced.

By Senator Kirkpatrick—

SB 1530—A bill to be entitled An act relating to title insurance; amending s. 627.7711, F.S.; providing definitions; amending s. 627.782, F.S.; providing for the adoption of risk premium rates; requiring title insurers to establish and use a title insurance rate, rating schedule, or rating manual that allows the title insurer a reasonable rate of return

on each policy of title insurance issued in this state; requiring the schedule and manual to be filed with the Department of Insurance; providing factors to be considered by the department in determining whether the rates are excessive; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Forman—

SB 1532—A bill to be entitled An act relating to individual development accounts; providing purposes; providing definitions; requiring the Department of Revenue to amend the Temporary Assistance for Needy Families State Plan to provide for use of funds for individual development accounts; specifying criteria and requirements for contributions to such accounts; specifying purposes for use of such accounts; providing for procedures for withdrawals from such accounts; specifying certain organizations to act as fiduciary organizations for certain purposes; providing for penalties for withdrawal of moneys for certain purposes; providing for resolution of certain disputes; providing for transfer of ownership of such accounts under certain circumstances; providing for establishment of such accounts by certain financial institutions under certain circumstances; providing requirements; providing that account funds and matching funds do not affect certain program eligibility; providing an effective date.

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Judiciary and Senators Campbell, Rossin, Diaz-Balart, Gutman, Clary, Bronson, Lee, Childers, Casas and Cowin—

CS for SB 2—A bill to be entitled An act relating to adoption; amending ss. 39.703, 39.802, 39.806, and 39.811, F.S., relating to the petition and grounds for terminating parental rights and powers of disposition; removing provisions authorizing licensed child-placing agencies to file actions to terminate parental rights; amending s. 39.801, F.S.; conforming a provision to reference great-grandparent's priority to adopt; amending s. 39.812, F.S.; providing additional requirements for a petition for adoption; prohibiting filing such petition until the order terminating parental rights is final; amending s. 63.022, F.S.; revising legislative intent with respect to adoptions; amending s. 63.032, F.S.; revising definitions; defining "adoption entity," "legal custody," "parent," and "relative"; creating s. 63.037, F.S.; exempting certain provisions from adoption proceedings initiated under ch. 39, F.S.; creating s. 63.038, F.S.; providing criminal penalties for committing certain fraudulent acts; providing for civil action and damages; creating s. 63.039, F.S.; providing duties of an adoption entity to prospective adoptive parents; providing sanctions and an award of attorney's fees under certain circumstances; amending s. 63.0425, F.S.; conforming provisions relating to grandparent's right to adopt and adding great-grandparent's priority to adopt; amending s. 63.052, F.S.; providing for placement of a minor pending adoption; specifying the jurisdiction of the court over a minor placed for adoption; amending s. 63.062, F.S.; specifying additional persons who must consent to an adoption, execute an affidavit of nonpaternity, or receive notice of proceedings to terminate parental rights; providing for form and content of affidavit of nonpaternity; providing for notice of the right to select a witness; amending s. 63.082, F.S.; revising requirements and form for executing a consent to an adoption; making such requirements applicable to affidavit of nonpaternity; providing a revocation period and requirements for withdrawing consent; providing additional disclosure requirements; revising requisite history form to include social history; amending s. 63.085, F.S.; specifying information that must be disclosed to persons seeking to adopt a minor and to the parents; creating s. 63.087, F.S.; requiring that a separate proceeding be conducted by the court to determine whether a parent's parental rights should be terminated; providing for rules, jurisdiction, and venue for such proceedings; providing requirements for the petition and hearing; creating s. 63.088, F.S.; providing diligent search and court inquiry requirements for identifying and locating a person who is required to consent to an adoption or receive notice of proceedings to terminate

parental rights; providing notice requirements including notice by constructive service; providing that failure to respond or appear constitutes grounds to terminate parental rights pending adoption; creating s. 63.089, F.S.; providing hearing procedures for proceedings to terminate parental rights pending adoption; specifying grounds upon which parental rights may be terminated; providing for finding of abandonment; providing for dismissal of petition procedures; providing for post-judgment relief; providing for confidentiality of records; amending s. 63.092, F.S.; providing requirements in an at-risk placement before termination of parental rights; amending s. 63.097, F.S.; revising fee requirements to provide for allowable and prohibited fees and costs; amending s. 63.102, F.S.; revising requirements for filing a petition for adoption; providing requirements for prior approval of fees and costs; revising requirements for declaratory statement as to adoption contract; amending s. 63.112, F.S.; revising requirements for form and content of a petition for adoption; amending s. 63.122, F.S.; revising the time requirements for hearing a petition for adoption; amending s. 63.125, F.S.; conforming provisions relating to the final home investigation; amending s. 63.132, F.S.; revising requirements for affidavit of expenditures and receipts; providing for retention and availability of affidavit by the Department of Children and Family Services; requiring separate court order approving fees, costs, and expenditures; amending s. 63.142, F.S.; specifying circumstances under which a judgment terminating parental rights pending adoption is voidable; providing for an evidentiary hearing to determine the minor's placement following a motion to void such a judgment; amending s. 63.152, F.S.; requiring that the clerk of the court mail a copy of a new birth record to the state registry of adoption information; amending s. 63.162, F.S.; conforming provisions relating to confidential records of adoption proceedings; amending s. 63.165, F.S.; requiring that a copy of the certified statement of final decree of adoption be included in the state registry of adoption information; requiring that the Department of Children and Family Services maintain such information for a specified period; amending s. 63.182, F.S.; providing a 1-year statute of repose for all actions to set aside or vacate a judgment of adoption or a judgment terminating parental rights pending adoption; amending s. 63.202, F.S.; conforming provisions relating to agencies authorized to place minors for adoption; amending s. 63.207, F.S.; revising provisions that limit the placement of a minor in another state for adoption; amending s. 63.212, F.S.; revising provisions relating to prohibitions and penalties with respect to adoptions; amending s. 63.219, F.S.; conforming provisions relating to sanctions; amending s. 63.301, F.S.; revising membership of an advisory council on adoption to include a child-caring agency registered under s. 409.176, F.S.; amending ss. 39.01, 984.03, and 985.03, F.S.; correcting cross-references; repealing s. 63.072, F.S., relating to persons who may waive required consent to an adoption; requiring that a petition for adoption be governed by the law in effect at the time the petition is filed; providing an effective date.

By the Committees on Children and Families; Judiciary; and Senators Campbell, Rossin, Diaz-Balart, Gutman, Clary, Bronson, Lee, Childers, Casas and Cowin—

CS for CS for SB 2—A bill to be entitled An act relating to adoption; amending ss. 39.703, 39.802, 39.806, and 39.811, F.S., relating to the petition and grounds for terminating parental rights and powers of disposition; removing provisions authorizing licensed child-placing agencies to file actions to terminate parental rights; amending s. 39.812, F.S.; providing additional requirements for a petition for adoption; prohibiting filing such petition until the order terminating parental rights is final; amending s. 63.022, F.S.; revising legislative intent with respect to adoptions; amending s. 63.032, F.S.; revising definitions; defining "adoption entity," "legal custody," "parent," and "relative"; creating s. 63.037, F.S.; exempting certain provisions from adoption proceedings initiated under ch. 39, F.S.; creating s. 63.039, F.S.; providing duties of an adoption entity to prospective adoptive parents; providing sanctions and an award of attorney's fees under certain circumstances; amending s. 63.0425, F.S.; conforming provisions relating to grandparent's right to adopt; amending s. 63.052, F.S.; providing for placement of a minor pending adoption; specifying the jurisdiction of the court over a minor placed for adoption; amending s. 63.062, F.S.; specifying additional persons who must consent to an adoption, execute an affidavit of nonpaternity, or receive notice of proceedings to terminate parental rights; providing for form and content of affidavit of nonpaternity; providing for notice of the right to select a witness; providing a form for waiver of

venue; amending s. 63.082, F.S.; revising requirements and form for executing a consent to an adoption; making such requirements applicable to affidavit of nonpaternity; providing a revocation period and requirements for withdrawing consent; providing additional disclosure requirements; revising requisite history form to include social history; amending s. 63.085, F.S.; specifying information that must be disclosed to persons seeking to adopt a minor and to the parents; creating s. 63.087, F.S.; requiring that a separate proceeding be conducted by the court to determine whether a parent's parental rights should be terminated; providing for rules, jurisdiction, and venue for such proceedings; providing requirements for the petition and hearing; creating s. 63.088, F.S.; providing diligent search and court inquiry requirements for identifying and locating a person who is required to consent to an adoption or receive notice of proceedings to terminate parental rights; providing notice requirements including notice by constructive service; providing that failure to respond or appear constitutes grounds to terminate parental rights pending adoption; creating s. 63.089, F.S.; providing hearing procedures for proceedings to terminate parental rights pending adoption; specifying grounds upon which parental rights may be terminated; providing for finding of abandonment; providing for dismissal of petition procedures; providing for post-judgment relief; providing for confidentiality of records; amending s. 63.092, F.S.; providing requirements in an at-risk placement before termination of parental rights; amending s. 63.097, F.S.; revising fee requirements to provide for allowable and prohibited fees and costs; amending s. 63.102, F.S.; revising requirements for filing a petition for adoption; providing requirements for prior approval of fees and costs; revising requirements for declaratory statement as to adoption contract; amending s. 63.112, F.S.; revising requirements for form and content of a petition for adoption; amending s. 63.122, F.S.; revising the time requirements for hearing a petition for adoption; amending s. 63.125, F.S.; conforming provisions relating to the final home investigation; amending s. 63.132, F.S.; revising requirements for affidavit of expenses and receipts; requiring separate court order approving fees, costs, and expenses; amending s. 63.142, F.S.; specifying circumstances under which a judgment terminating parental rights pending adoption is voidable; providing for an evidentiary hearing to determine the minor's placement following a motion to void such a judgment; amending s. 63.162, F.S.; conforming provisions relating to confidential records of adoption proceedings; amending s. 63.165, F.S.; requiring that a copy of the certified statement of final decree of adoption be included in the state registry of adoption information; requiring that the Department of Children and Family Services maintain such information for a specified period; amending s. 63.182, F.S.; providing a 1-year statute of repose for actions to set aside or vacate a judgment of adoption or a judgment terminating parental rights pending adoption; providing a 2-year statute of repose for an action in fraud to set aside or vacate a judgment of adoption or a judgment terminating parenting rights; amending s. 63.202, F.S.; conforming provisions relating to agencies authorized to place minors for adoption; amending s. 63.207, F.S.; revising provisions that limit the placement of a minor in another state for adoption; amending s. 63.212, F.S.; revising provisions relating to prohibitions and penalties with respect to adoptions; amending s. 63.219, F.S.; conforming provisions relating to sanctions; amending s. 63.301, F.S.; revising membership of an advisory council on adoption to include a child-caring agency registered under s. 409.176, F.S.; amending ss. 39.01, 984.03, and 985.03, F.S.; correcting cross-references; repealing s. 63.072, F.S., relating to persons who may waive required consent to an adoption; requiring that a petition for adoption be governed by the law in effect at the time the petition is filed; providing an effective date.

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

CS for SB 60—A bill to be entitled An act relating to pretrial intervention programs; amending s. 948.08, F.S.; authorizing the court to deny the admission of a defendant to a pretrial substance-abuse education and treatment intervention program if the defendant has rejected any prior offer of admission to such program; providing an effective date.

By the Committee on Banking and Insurance; and Senators Thomas, Mitchell, Gutman, Geller, Dawson-White, Campbell, Casas, Childers, Forman and Clary—

CS for SB 62—A bill to be entitled An act relating to bone marrow transplant procedures; amending s. 627.4236, F.S.; requiring that coverage for bone-marrow-transplant procedures include costs of the donor patient; making a legislative finding that the provisions of this act fulfill an important state interest; providing an effective date.

By the Committee on Judiciary and Senators Grant and Brown-Waite—

CS for SB 64—A bill to be entitled An act relating to government; creating the "Citizen Participation in Government Act" and providing for its purposes; defining terms; providing procedures for the judiciary to respond to lawsuits relating to the constitutional right to petition the government for redress of grievances; providing an effective date.

By the Committee on Governmental Oversight and Productivity; and Senator Campbell—

CS for SB 74—A bill to be entitled An act relating to culpable negligence; creating s. 812.030, F.S.; providing definitions; specifying the offense of culpable negligence causing public financial injury; specifying elements of the offense; providing penalties; requiring certain notice in certain state contracts; specifying that failure to provide such notice does not constitute a defense to the offense; providing for prosecuting such offenses; providing an effective date.

By the Committee on Commerce and Economic Opportunities; and Senators Grant, Campbell, Klein, Brown-Waite and Bronson—

CS for SB 80—A bill to be entitled An act relating to information technology resources; creating the "Commerce Protection Act"; defining terms; prescribing exclusive remedies against persons, businesses, and governmental agencies for damages caused by the failure of their information technology resources to function properly with respect to date data; prescribing and limiting damages; expanding the waiver of sovereign immunity; prescribing conditions precedent to maintaining or defending actions; barring certain class actions; requiring that actions be brought within a specified time; providing immunity from personal liability for directors and officers of businesses under specified circumstances; prohibiting solution providers from misusing or disclosing specified information provided to them; providing for remedies and damages for unlawful use or disclosure of that information; providing criminal penalties; exempting the exchange of certain information among businesses from action under the Florida Antitrust Act of 1980; prescribing alternative dispute-resolution procedures; providing for liability for costs and attorney's fees under specified circumstances; prescribing circumstances under which the maker of a year-2000 statement is not liable under state law with respect to that statement; providing for scope and construction of the act; repealing s. 282.4045, F.S., which grants immunity from liability to governmental entities for certain computer calculation failures; providing an effective date.

By the Committee on Criminal Justice and Senator Rossin—

CS for SB 94—A bill to be entitled An act relating to driving under the influence; amending s. 316.193, F.S.; increasing the penalty imposed for a fourth or subsequent conviction of driving under the influence; increasing the penalties imposed for driving under the influence and causing damage to property valued over a specified amount; increasing the penalties imposed for causing serious bodily injury while driving under the influence; providing that it is a first-degree felony to cause the death of another while driving under the influence; deleting provisions that impose an enhanced penalty if a person has caused the death of another while driving under the influence, knew or should have known that the accident occurred, and failed to give information and render aid;

amending s. 921.0022, F.S.; conforming the offense severity ranking chart to include the changes made by this act in felony degree for certain offenses relating to driving under the influence; deleting the ranking of driving under the influence manslaughter with a failure to render aid or give information to conform with changes made by this act; providing an effective date.

By the Committees on Fiscal Policy, Criminal Justice and Senator Rossin—

CS for CS for SB 94—A bill to be entitled An act relating to driving or boating under the influence; amending s. 316.193, F.S.; increasing the penalty imposed for a fourth or subsequent conviction of driving under the influence; increasing the penalties imposed for driving under the influence and causing damage to property valued over a specified amount; increasing the penalties imposed for causing serious bodily injury while driving under the influence; providing that it is a first-degree felony to cause the death of another while driving under the influence; revising a blood-alcohol or breath-alcohol level; deleting provisions that impose an enhanced penalty if a person has caused the death of another while driving under the influence, knew or should have known that the accident occurred, and failed to give information and render aid; providing that previous convictions for boating under the influence are to be considered for purposes of penalties; amending s. 327.35, F.S.; revising the penalties for boating under the influence; amending s. 921.0022, F.S.; conforming the offense severity ranking chart to include the changes made by this act in felony degree for certain offenses relating to driving under the influence; revising a blood-alcohol or breath-alcohol level; deleting the ranking of driving under the influence manslaughter with a failure to render aid or give information to conform with changes made by this act; providing an effective date.

By the Committee on Fiscal Resource and Senator Cowin—

CS for SB 140—A bill to be entitled An act relating to the tax on sales, use, and other transactions; specifying a period during which the sale of clothing shall be exempt from such tax; defining "clothing" for purposes of the exemption; providing for rules; providing an appropriation; providing an effective date.

By the Committee on Transportation and Senator Hargrett—

CS for SB 144—A bill to be entitled An act relating to Murphy Act lands; amending s. 253.82, F.S.; providing for conveyance of all Murphy Act transportation easements to the governmental entity currently having title to the adjacent roadway; requiring the establishment of a procedure for review of deeds containing Murphy Act transportation reservations; setting requirements for the review process; providing for compensation of certain property owners if the reservation denies the property owner the current economic use of the property; amending s. 712.04, F.S.; providing for reservations of easements in deeds by the Board of Trustees of the Internal Improvement Trust Fund to be extinguished on a specified date, subject to certain limitations; amending s. 712.05, F.S.; providing procedures by which a governmental entity may preserve a road reservation; requiring notice; providing an effective date.

By the Committee on Banking and Insurance; and Senators Horne, Bronson, McKay, Klein and Dyer—

CS for SB 150—A bill to be entitled An act relating to state financial matters; amending s. 17.05, F.S.; specifying certain powers of the Comptroller and the Department of Banking and Finance; providing requirements; specifying procedures, rights, and requirements for enforcing compliance with certain subpoenas; providing for assessing certain costs under certain circumstances; amending s. 17.076, F.S.; providing for payment of retirement benefits by direct deposit; amending s. 20.04, F.S.; exempting the Department of Banking and Finance from certain organizational requirements; amending s. 20.12, F.S.; specifying purposes and duties of the Comptroller and providing that provisions of this

section do not apply to the Office of Chief Fiscal Officer; deleting divisions of the department; creating the Office of Financial Investigations; amending s. 110.1165, F.S.; deleting a reference for purposes of specifying a statute of limitations for certain purposes; specifying a time limit for filing actions to recover certain compensation; providing application; amending s. 112.061, F.S.; providing for designees of agency heads to perform specified functions; relating to per diem and travel expenses; amending s. 215.422, F.S.; deleting certain requirements relating to vendors and state purchasing agreements and warrants; amending s. 216.011, F.S.; revising a definition; amending s. 216.102, F.S.; revising duties of the Comptroller relating to preparing and publishing certain financial information; amending s. 273.02, F.S.; revising a definition; amending ss. 17.11, 215.3206, 215.3208, 216.183, 216.212, 216.237, 280.08, 288.778, 494.0011, 494.0017, 494.0041, 494.00421, 494.0061, 494.0062, 494.0072, 497.407, 497.435, 516.03, 520.998, 655.90, and 655.942, F.S., to conform; providing an effective date.

By the Committees on Governmental Oversight and Productivity; Banking and Insurance; and Senators Horne, Bronson, McKay, Klein and Dyer—

CS for CS for SB 150—A bill to be entitled An act relating to state financial matters; amending s. 17.05, F.S.; specifying certain powers of the Comptroller and the Department of Banking and Finance; providing requirements; specifying procedures, rights, and requirements for enforcing compliance with certain subpoenas; providing for assessing certain costs under certain circumstances; amending s. 17.076, F.S.; providing for payment of retirement benefits by direct deposit; amending s. 20.04, F.S.; exempting the Department of Banking and Finance from certain organizational requirements; amending s. 20.12, F.S.; specifying purposes and duties of the Comptroller and providing that provisions of this section do not apply to the Office of Chief Fiscal Officer; deleting divisions of the department; creating the Office of Financial Investigations; repealing s. 20.12(3) and (4), F.S., relating to duties of the Comptroller and the Office of Financial Investigations; amending s. 110.1165, F.S.; deleting a reference for purposes of specifying a statute of limitations for certain purposes; specifying a time limit for filing actions to recover certain compensation; providing application; amending s. 112.061, F.S.; providing for designees of agency heads to perform specified functions; relating to per diem and travel expenses; amending s. 215.422, F.S.; deleting certain requirements relating to vendors and state purchasing agreements and warrants; amending s. 216.011, F.S.; revising a definition; amending s. 216.102, F.S.; revising duties of the Comptroller relating to preparing and publishing certain financial information; amending s. 273.02, F.S.; revising a definition; amending ss. 17.11, 215.3206, 215.3208, 216.183, 216.212, 216.237, 280.08, 288.778, 494.0011, 494.0017, 494.0041, 494.00421, 494.0061, 494.0062, 494.0072, 497.407, 497.435, 516.03, 520.998, 655.90, and 655.942, F.S., to conform; providing compatibility with s. 216.351, F.S.; providing an effective date.

By the Committee on Criminal Justice and Senators Brown-Waite, Sullivan, Cowin, Klein, Bronson, Horne, Clary, McKay, Forman, Holzen-dorf, Latvala, Childers, Grant and Sebesta—

CS for SB 152—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S., relating to scheduling of controlled substances for the purpose of penalizing unlawful acts involving controlled substances; deleting references to dextropropoxyphene in its non-dosage forms from Schedule II; adding references to propoxyphene in its nondosage forms to Schedule II; deleting references to gamma-hydroxybutyrate from Schedule II; adding references to gamma-hydroxybutyric acid to Schedule II; adding references to ketamine to Schedule III; deleting references to dextropropoxyphene in its dosage forms from Schedule IV; adding references to propoxyphene in its dosage forms to Schedule IV; reenacting ss. 39.01(30)(a) and (g), 440.102(11)(b), 458.326(3), 465.035(2), 766.101(3)(a), 817.563, 831.31, 856.015(1)(d), 893.02(4), 893.0356(2)(a), 893.08(1)(b), 893.12(2)(b), (c), and (d), 893.13(1), (2)(a), (4), (5)(a) and (b), and (7), and 921.0022(3)(b), (c), (d), (e), and (g), F.S., relating to child welfare, drug-free-workplace requirements, authorized medical treatment, the sale or possession of controlled substances, contraband, prohibited acts with respect to the sale and possession of controlled substances, and the Criminal Punishment Code, to incorporate

the amendments to s. 893.03, F.S., in cross-references; amending s. 893.035, F.S., relating to the delegation of authority to the Attorney General to control substances by rule; conforming terminology to reflect the reorganization of the Department of Business and Professional Regulation and the creation of the Department of Health; providing an effective date.

By the Committee on Criminal Justice and Senator Sebesta—

CS for SB 154—A bill to be entitled An act relating to trespass upon the grounds or facilities of a school; transferring, renumbering, and amending s. 228.091, F.S.; providing for the offense of trespass upon the grounds or facilities of a school to apply to a trespass upon the grounds or facilities of a nonpublic school; defining the term “school property”; providing an effective date.

By the Committee on Comprehensive Planning, Local and Military Affairs; and Senator Hargrett—

CS for SB 156—A bill to be entitled An act relating to the prevention of the sale of alcohol and tobacco products to minors; amending s. 562.11, F.S., relating to the purchase of alcohol by minors; amending s. 562.45, F.S.; providing restrictions on locations for on-premises consumption of alcoholic beverages; amending s. 569.11, F.S., relating to the purchase of tobacco products by minors; providing an effective date.

By the Committee on Criminal Justice and Senators Brown-Waite, Bronson, McKay, Horne, Grant, Carlton, Cowin, Klein, Kirkpatrick, Latvala, Sullivan, Forman, Casas, Campbell, Lee and Silver—

CS for SB 166—A bill to be entitled An act relating to operations of law enforcement agencies; providing definitions; providing that it is a third-degree felony to contact or communicate with any person who is directly involved in a tactical operation of a law enforcement agency during the course of the operation; providing that it is a third-degree felony to authorize a broadcast or telecast of any recording or depiction of a tactical operation of a law enforcement agency during the course of the operation; authorizing contact or communication with a person involved in such tactical operation and broadcast or telecast of such tactical operation upon the approval of the head of the law enforcement agency having jurisdiction over such tactical operation; requiring that a law enforcement agency inform the public of the conclusion of such tactical operation; encouraging the development of a protocol; providing that the absence of a protocol does not create a defense to prosecution; providing that the act does not affect the prosecution of any violation of law; providing an effective date.

By the Committee on Criminal Justice and Senator Bronson—

CS for SB 170—A bill to be entitled An act relating to criminal offenses involving minors; creating the Children’s Protection Act of 1999; amending s. 775.084, F.S., and reenacting s. 775.084(6), F.S., relating to violent career criminal sentencing, to conform to the act; amending ss. 787.01, 787.02, F.S., relating to kidnapping and false imprisonment, to conform to the act; amending s. 800.04, F.S.; creating the offenses of “lewd or lascivious battery,” “lewd or lascivious molestation,” “lewd or lascivious conduct,” and “lewd or lascivious exhibition”; providing definitions; providing penalties; precluding consent from being raised as a defense if the victim is under a specified age; precluding ignorance or belief of age from being raised as a defense; providing an exception for maternal breastfeeding; deleting provisions that define and provide penalties for “lewd, lascivious, or indecent assault or act upon or in the presence of a child”; reenacting ss. 775.15(7), 787.025(2)(a), 914.16, and 944.606(1)(b), F.S., relating to time limitations, luring or enticing a child, limits on interviews, and sex offender notification upon release, to incorporate the amendments to s. 800.04, F.S., in cross-references; amending s. 921.0022, F.S.; ranking offenses created in the act in the Criminal Punishment Code offense severity ranking chart; amending s. 948.03, F.S., and reenacting s. 948.03(6),

F.S., relating to terms and conditions of probation or community control, to conform to the act; amending ss. 119.07, 947.146, 985.03, 985.227, 985.313, F.S.; revising a description of certain lewd or lascivious offenses for certain purposes; providing an effective date.

By the Committee on Fiscal Resource and Senators Diaz-Balart and Horne—

CS for SB 184—A bill to be entitled An act relating to homestead exemption; creating s. 196.075, F.S.; authorizing boards of county commissioners and municipal governing authorities to grant by ordinance an additional homestead exemption for persons 65 and older whose household income does not exceed a specified amount; defining the terms “household” and “household income”; providing requirements for the ordinances; providing an effective date.

By the Committee on Criminal Justice and Senators Webster, Brown-Waite, Campbell and Bronson—

CS for SB 194—A bill to be entitled An act relating to punishment of felons; amending s. 775.087, F.S., relating to felony reclassification and minimum sentence and other penalties for offenders who committed aggravated battery or committed certain acts involving a weapon, firearm, or destructive device during the commission of a felony; conforming terminology to changes made by the act; increasing from 3 to 10 years the minimum prison term for certain felonies or attempted felonies under specified circumstances when the offender possessed a firearm or destructive device during the commission or attempted commission of the offense or flight therefrom; revising the category of such offenses to include murder, sexual battery, robbery, burglary, arson, aggravated assault or aggravated battery, kidnapping, escape, aircraft piracy, aggravated child abuse, aggravated abuse of an elderly person or disabled adult, unlawful throwing, placing, or discharging of a destructive device or bomb, carjacking, home-invasion robbery, aggravated stalking, possession of a firearm by a convicted felon, and trafficking in cannabis, trafficking in cocaine, capital importation of cocaine, trafficking in illegal drugs, capital importation of illegal drugs, trafficking in phencyclidine, capital importation of methaqualone, trafficking in amphetamine, capital importation of amphetamine, trafficking in flunitrazepam, or other violation of s. 893.135(1), F.S.; providing for an exception from the requirement that the possession of a firearm by a convicted felon result in a 3-year minimum term of imprisonment; providing for imposition of a 20-year minimum term of imprisonment when, in addition to such circumstances, the firearm or destructive device was discharged while the person was possessing, carrying, displaying, using, or threatening or attempting to use the firearm or destructive device; providing for imposition of a minimum term of imprisonment of not less than 25 years and not more than a term of imprisonment of life in prison when, in further addition to such circumstances, the discharging of the firearm or destructive device resulted in infliction of death or great bodily harm upon any person; providing for construction; providing legislative intent with respect to punishment of offenders who possess, carry, display, use, or threaten or attempt to use firearms or destructive devices; providing imposition of the minimum term of imprisonment consecutive to any other term of imprisonment imposed; providing that the minimum term of imprisonment imposed is authorized by law regardless of the maximum sentence that may be imposed for the underlying felony; increasing from 8 to 15 years the minimum prison term for certain felonies or attempted felonies under specified circumstances when, during the commission or attempted commission of the offense, the offender possessed a semiautomatic firearm and its high-capacity detachable box magazine or a machine gun; providing for the category of such offenses to include murder, sexual battery, robbery, burglary, arson, aggravated assault, aggravated battery, kidnapping, escape, aircraft piracy, aggravated child abuse, aggravated abuse of an elderly person or disabled adult, unlawful throwing, placing, or discharging of a destructive device or bomb, carjacking, home-invasion robbery, aggravated stalking, possession of a firearm by a convicted felon, and trafficking in cannabis, trafficking in cocaine, capital importation of cocaine, trafficking in illegal drugs, capital importation of illegal drugs, trafficking in phencyclidine, capital importation of methaqualone, trafficking in amphetamine, capital

importation of amphetamine, trafficking in flunitrazepam, or other violation of s. 893.135(1); providing an exception from the requirement that possession of a firearm by a convicted felon result in an 8-year minimum term of imprisonment; providing for imposition of a 20-year minimum term of imprisonment when, in addition to such circumstances, the semiautomatic firearm and its high-capacity detachable box magazine or a machine gun was discharged while the person was possessing, carrying, displaying, using, or threatening or attempting to use the semiautomatic firearm and its high-capacity detachable box magazine or a machine gun; providing for imposition of a minimum term of imprisonment of not less than 25 years and not more than a term of imprisonment of life in prison when, in further addition to such circumstances, the discharging of the semiautomatic firearm and its high-capacity detachable box magazine or a machine gun resulted in infliction of death or great bodily harm upon any person; providing for construction; providing legislative intent with respect to punishment of offenders who possess, carry, display, use, or threaten or attempt to use a semiautomatic firearm and its high-capacity detachable box magazine or a machine gun; providing for imposition of the minimum term of imprisonment consecutive to any other term of imprisonment imposed; providing that the minimum term of imprisonment imposed is authorized by law regardless of the maximum sentence that may be imposed for the underlying felony; requiring the state attorney to explain mandatory sentence deviations in writing; requiring state attorneys to submit such writings to their association, where they must remain available to the public for a specified period; reenacting s. 921.0022(2), F.S., relating to the Criminal Punishment Code offense severity ranking chart, s. 921.0024(1)(b), F.S., relating to Florida Criminal Punishment Code worksheet computations and key, and s. 947.146(3)(b), F.S., relating to Control Release Authority, to incorporate said amendment in references; providing for public service announcements with respect to the penalties provided in the act; providing an effective date.

By the Committee on Regulated Industries—

CS for SB 196—A bill to be entitled An act relating to funeral and cemetery services; amending s. 470.034, F.S.; requiring licensees and registrants to give notice to prospective purchasers of the ownership of the business providing the merchandise or services; requiring disclosures in advertisements and contracts; providing for voidability of contracts; amending ss. 497.201, 497.213, F.S.; requiring applications for cemetery licenses and license renewals to contain ownership information; amending s. 497.333, F.S.; requiring sellers of burial rights, merchandise, or services to give notice to prospective purchasers of the ownership of the business providing the merchandise or services; requiring disclosures in advertisements and contracts; providing for voidability of contracts; requiring specified state agencies to coordinate recordkeeping and reporting of certain data; providing an effective date.

By the Committee on Judiciary and Senators Klein and Brown-Waite—

CS for SB 198—A bill to be entitled An act relating to trial testimony concerning sexual offenses; amending s. 918.16, F.S.; requiring that the court clear the courtroom at the request of a victim during his or her testimony concerning a sexual offense, regardless of the victim's age or mental capacity; providing certain exceptions; providing an effective date.

By the Committee on Criminal Justice and Senator Silver—

CS for SB 204—A bill to be entitled An act relating to the unlawful possession or use of a firearm by a minor; amending s. 790.22, F.S.; providing that a minor who violates s. 790.22(3), F.S., must be detained in a secure detention facility; providing that a minor who commits an offense that involves the use or possession of a firearm may not receive credit for time served; providing requirements for the community service that a court orders a minor to perform as a sanction for committing an offense that involves the use or possession of a firearm; amending ss. 943.051, 985.212, F.S., relating to fingerprinting of a minor; revising provisions to conform to changes made by the act; providing that a minor

who violates s. 790.115, F.S., must be fingerprinted; amending s. 790.115, F.S.; providing that weapons and firearms may not be possessed or discharged at a school-sponsored event or on school property; providing that the state attorney has discretion in prosecuting a minor as an adult for a violation of s. 790.115(2), F.S.; requiring that schools notify students in writing that unlawfully possessing a weapon or a firearm is a violation of state law; providing an effective date.

By the Committee on Judiciary and Senator Latvala—

CS for SB 236—A bill to be entitled An act relating to insurance; amending s. 324.021, F.S.; providing a limitation on the liability for bodily injury, property, and economic damages for certain lessors and owners of motor vehicles; providing for applicability; amending s. 95.031; providing a statute of repose of 18 years; providing for severability; providing an effective date.

By the Committee on Banking and Insurance; and Senators Scott, Silver, Forman, Geller, Campbell, Latvala, Gutman and Horne—

CS for SB 272—A bill to be entitled An act relating to health insurance coverage for autism spectrum disorder; requiring a health insurer or health maintenance organization that offers major medical coverage to include coverage for treating autism spectrum disorder; defining the term "autism spectrum disorder"; authorizing an insurer or health maintenance organization to confirm a diagnosis or review the appropriateness of a treatment plan; providing that the act does not affect the licensure of a health care professional or impair the right to reimbursement of a health care provider; making a legislative finding that the act fulfills an important state interest; providing an effective date.

By the Committee on Health, Aging and Long-Term Care; and Senator Brown-Waite—

CS for SB 276—A bill to be entitled An act relating to home medical equipment providers; creating part X of chapter 400, F.S.; providing for regulation of home medical equipment providers by the Agency for Health Care Administration; providing legislative intent; providing definitions; providing for licensure and exemptions; providing unlawful acts; providing penalties; providing for license applications; providing for fees; providing for background screening; providing for provisional licenses and temporary permits; providing for administrative penalties; providing for injunctions, emergency orders, and moratoriums; providing for licensure inspections and investigations; providing minimum standards; providing for agency rules; providing for patient records; providing for notice of toll-free telephone number for the central abuse registry; providing for background screening of home medical equipment provider licensees and personnel; providing penalties; providing screening procedures; providing for agency injunctions; prohibiting patient referrals and rebates; providing for application of the act to existing providers; providing an appropriation; providing an effective date.

By the Committee on Comprehensive Planning, Local and Military Affairs; and Senators Forman, Campbell, Klein, Geller and Dawson-White—

CS for SB 296—A bill to be entitled An act relating to the local option fuel tax for county transportation systems; amending s. 336.025, F.S.; authorizing certain charter counties to use a portion of certain proceeds of said tax for homeless assistance programs; providing for an interlocal agreement; requiring adoption of a resolution specifying that the county is meeting certain transportation needs; requiring the county to continue funding such programs from other sources at a specified level; defining "homeless assistance program"; providing for expiration of the use of such proceeds for homeless assistance programs; providing an effective date.

By the Committee on Ethics and Elections; and Senators Saunders, Carlton, Sebesta, Rossin, Meek, Kirkpatrick, Hargrett and Latvala—

CS for SB 304—A bill to be entitled An act relating to ethics; amending s. 112.312, F.S.; redefining the terms “gift” and “liability”; amending s. 112.3144, F.S.; revising the reporting requirements for full and public disclosure of financial interests; transferring filing administration from the Secretary of State to the Commission on Ethics; modifying the filing location for officers from the Secretary of State to the commission; establishing an automatic fine system for delinquent filers and nonfilers; requiring former officers and employees to file a final disclosure of financial interests no later than 60 days following departure, with certain exceptions; requiring the Commission on Ethics to adopt rules and forms relating to filing amended full and public disclosure of financial interests; amending s. 112.3145, F.S.; redefining the terms “local officer” and “specified state employee”; revising the reporting requirements for limited statutory disclosure of financial interests; transferring filing administration from the Secretary of State to the Commission on Ethics; modifying the filing location for state officers and specified state employees from the Secretary of State to the commission; modifying certification requirements of supervisors of elections with regard to delinquent filers and nonfilers; establishing an automatic fine system for delinquent filers and nonfilers; requiring former officers and employees to file a final statement of financial interests within 60 days after leaving office or employment, with certain exceptions; modifying reporting dates for filing quarterly reports of the names of clients represented before certain agencies for a fee; requiring the Commission on Ethics to adopt rules and forms relating to amended financial disclosure filings; amending s. 112.3148, F.S.; redefining the terms “reporting individual” and “procurement employee”; establishing a reimbursement deadline with regard to the valuation of gifts received by reporting individuals; clarifying that the gifts law applies to candidates; extending the gifts law to include nonincumbents elected to office for the period immediately following election but before officially taking office; transferring the filing administration for gift disclosure from the Secretary of State to the Commission on Ethics; amending s. 112.3149, F.S.; redefining the term “procurement employee”; transferring filing administration for honoraria disclosure from the Department of State to the Commission on Ethics; amending s. 112.317, F.S.; authorizing the Commission on Ethics to recommend how restitution may be paid; amending s. 112.324, F.S.; clarifying that the proper sanction authority in the case of a current state legislator who commits an act in violation of the Ethics Code prior to joining the Legislature is vested in the house in which the legislator serves; amending s. 914.21, F.S.; redefining the terms “official proceeding” and “official investigation”; extending the witness-tampering laws to include Commission on Ethics investigations and proceedings; repealing s. 112.3151, F.S., which authorizes the Commission on Ethics to grant extensions of time for filing financial disclosure statements; amending s. 112.317, F.S.; entitling the Attorney General to reimbursement of fees and costs associated with collecting civil and restitution penalties imposed for ethics violations; removing a criminal penalty related to the disclosure of confidential information brought before the commission; amending s. 112.3215, F.S.; redefining the term “lobbyist”; modifying reporting period and dates for filing executive branch lobbying reports; amending fines for late-filed reports; amending time periods related to payment or dispute of fines; providing a procedure for collection of delinquent fines; clarifying that a person registered as a lobbyist must file expenditure reports until registration is withdrawn or ends; repealing s. 112.322(9), F.S., which requires the Commission on Ethics to report certain delinquent financial disclosure filers to the Department of Community Affairs; amending s. 213.053, F.S.; authorizing the Commission on Ethics to access Department of Revenue information received in connection with the administration of taxes; amending s. 440.442, F.S.; transferring the filing location for public financial reporting by judges of compensation claims from the Secretary of State to the Commission on Ethics; clarifying that the Code of Judicial Conduct governs the reporting of gifts for judges of compensation claims; repealing ss. 839.08, 839.09, 839.091, and 839.10, F.S., which provide criminal penalties for offenses by public officers and employees relating to the purchase of supplies or materials and the bidding for public work; amending s. 112.313, F.S.; clarifying that conflict of interest provisions apply to certain indirect business relationships; extending the prohibition against the use of inside public information to former officers and employees; modifying exemptions to the conflict-of-interest provision of the Ethics Code and the prohibition against doing business with one's own agency;

clarifying the conflict-of-interest exemption for elected officers who maintain an employment relationship with a tax-exempt organization; redefining the term “local government attorney”; creating s. 112.3232, F.S.; authorizing the Commission on Ethics to seek immunity for certain witnesses; amending s. 112.324, F.S.; authorizing the Commission on Ethics to investigate alleged ethics violations on its own authority under certain circumstances; appropriating funds to the Commission on Ethics; providing an effective date.

By the Committee on Natural Resources and Senator Bronson—

CS for SB 306—A bill to be entitled An act relating to land management; amending s. 259.032, F.S.; providing for the use of Conservation and Recreation Lands funds to manage additional lands; authorizing the use of certain equipment on conservation and recreation lands; amending s. 372.57, F.S.; providing for an exemption to the recreational user permit fee; providing an effective date.

By the Committees on Fiscal Resource, Natural Resources and Senator Bronson—

CS for CS for SB 306—A bill to be entitled An act relating to land management; amending s. 259.032, F.S.; providing for the use of Conservation and Recreation Lands funds to manage additional lands; authorizing the use of certain equipment on conservation and recreation lands; amending s. 372.57, F.S.; providing for an exemption to the recreational user permit fee; providing an effective date.

By the Committee on Ethics and Elections; and Senators Latvala, Brown-Waite, Lee, Sebesta, Saunders, Kirkpatrick and Carlton—

CS for SB 314—A bill to be entitled An act relating to elections; providing a short title; amending s. 106.011, F.S.; modifying definitions of the terms “political committee,” “contribution,” “expenditure,” and “political advertisement”; amending s. 106.021, F.S.; placing restrictions on certain endorsements; amending s. 106.03, F.S.; providing additional requirements for registration of political committees and committees of continuous existence; amending s. 106.04, F.S.; requiring committees of continuous existence to update certain registration information; prohibiting committees of continuous existence from making certain expenditures; amending s. 106.07, F.S.; providing additional reporting requirements for campaign treasurer reports of certain political committees and committees of continuous existence; amending s. 106.08, F.S.; revising the contribution limit for statewide candidates; revising the restrictions on contributions by a political party; limiting the amount of contributions to a political party; providing a penalty; reenacting ss. 106.04(2), 106.075(2), 106.087(1)(a), 106.19(1), 106.29(6), F.S.; conforming cross-references to incorporate changes made by the act; providing an effective date.

By the Committee on Comprehensive Planning, Local and Military Affairs; and Senator Klein—

CS for SB 320—A bill to be entitled An act relating to ad valorem taxation; creating s. 192.205, F.S.; allowing local governmental bodies to levy interim improvement surcharges on improvements to real estate; providing a formula for computing the surcharge; providing a maximum allowable dollar amount of such a surcharge; requiring notice; requiring a surcharge assessment roll to be prepared annually; providing for the applicability of collection provisions; providing for uses of the proceeds of such surcharges; amending s. 236.25, F.S.; prohibiting surcharge revenues from inclusion in the calculation of the required local effort in the Florida Education Finance Program formula; providing an effective date.

By the Committee on Education and Senator Cowin—

CS for SB 336—A bill to be entitled An act relating to education; amending s. 240.1163, F.S.; requiring certain courses to receive weighted grades; authorizing certain courses to be designated as both dual enrollment and advanced placement courses; providing an effective date.

By the Committee on Children and Families; and Senator Cowin—

CS for SB 338—A bill to be entitled An act relating to the protection of children; creating the “Kayla McKean Child Protection Act”; providing legislative intent; amending s. 39.01, F.S.; redefining the term “harm” for purposes of ch. 39, F.S., to include the act of placing a child with another person to avoid or impede a protective investigation; redefining the term “participant” to include providers when designated by the court; amending s. 39.201, F.S.; requiring that a judge report known or suspected child abuse; requiring that the Department of Children and Family Services accept certain reports of child abuse for investigation; providing additional requirements for the department with respect to recording calls on the central abuse hotline; requiring that the department’s quality assurance program review reports made to the hotline which involve a specified number of reports on a single child; amending s. 39.202, F.S.; providing for certain persons who report child abuse to request a summary of the investigation; amending s. 39.205, F.S.; increasing the penalties imposed for failing to report child abuse or preventing the reporting of child abuse, unless the court finds the offender is a victim of domestic violence; amending s. 39.301, F.S.; requiring notification of the appropriate law enforcement agency of reports provided to the department’s district staff; requiring review; requiring criminal investigation, if warranted; requiring that the department maintain certain information on child abuse investigations; providing requirements for assigning multidisciplinary staff to an investigation; requiring that the department adopt rules governing the completion of investigatory activities; revising requirements for conducting risk assessments and onsite child protective investigations; authorizing the department to conduct unannounced visits and interviews; requiring that the department adopt rules specifying criteria under which a child is taken into custody and a petition filed with the court; requiring that law enforcement agencies participating in an investigation take photographs of the child’s living environment which shall be part of the investigative file; requiring certain training; amending s. 39.302, F.S.; authorizing the department to conduct unannounced visits when conducting an investigation; requiring that the department conduct certain onsite visits; amending s. 39.303, F.S.; providing for a child protection team to include a representative of the school district; providing for medical evaluations in certain cases of child abuse, and neglect; specifying additional conditions that must be evaluated by the child protection team; amending s. 39.304, F.S.; requiring that photographs be taken of visible trauma on a child which shall be part of the investigative file; amending s. 39.306, F.S.; specifying local criminal history information that a law enforcement entity is authorized to share; amending s. 39.402, F.S.; authorizing the court to order that a child remain in the department’s custody for an additional period in order for the court to determine risk to the child; requiring that the department provide certain information to the court at the shelter hearing; creating s. 383.402, F.S.; creating the State Child Abuse Death Review Committee; providing for membership of the committee; specifying the duties of the committee; providing for terms of office; providing for members of the committee to be reimbursed for expenses; providing for counties to establish local child abuse death review committees; providing for membership and duties; authorizing the review committees to have access to information pertaining to the death of a child; authorizing the State Child Abuse Death Review Committee to issue subpoenas; requiring the Department of Health to administer the funds appropriated to operate the review committees; amending s. 409.1671, F.S.; requiring a case-transfer process; requiring that private providers furnish status reports to the Department of Children and Family Services; prohibiting a provider from discontinuing services without the department’s written notification; providing for the department to pay certain legal costs of a community-based agency that files a petition for dependency; requiring that contracts between the department and community-based agencies include provisions for dispute resolution; amending s. 777.03, F.S.; providing that certain actions to assist an offender who has committed child abuse, child neglect, or the

manslaughter or murder of a child under a specified age constitute acting as an accessory after the fact; amending s. 827.03, F.S.; increasing the penalties imposed for the offense of aggravated child abuse; amending s. 921.0022, F.S., relating to the offense severity ranking chart of the Criminal Punishment Code; conforming provisions to changes made by the act; amending s. 934.03, F.S.; authorizing the central abuse hotline to record incoming wire communications; amending s. 39.823, F.S., relating to guardian advocates for newborns; conforming a cross-reference to changes made by the act; requiring the Department of Health to develop a plan for county child protection teams; requiring the Department of Children and Family Services to contract with an independent entity to evaluate the central abuse hotline; providing an appropriation; providing that certain full-time positions within the Department of Children and Family Services are not subject to position-lapse adjustments in the General Appropriations Act or in agency operation budgets; providing an effective date.

By the Committee on Education and Senator Holzendorf—

CS for SB’s 366 and 382—A bill to be entitled An act relating to school readiness; establishing the Florida Partnership for School Readiness for purposes of administering the School Readiness Program; providing responsibilities and duties of the partnership; providing membership and meeting requirements; providing that the Florida Partnership for School Readiness is subject to public records and public meeting requirements; providing for hiring certain employees; requiring that the partnership prepare a system for measuring school readiness; specifying objectives to be measured by such system; requiring that the partnership contract with an independent entity to evaluate the measurement system; requiring the partnership to make recommendations to the Governor and the State Board of Education; authorizing the partnership to adopt rules; requiring the establishment of a school readiness coalition in each county; specifying services to be provided by the coalitions; providing for designation and approval of a fiscal agent; providing for grants to be provided to coalitions to develop school readiness plans; providing for incentive bonuses to be awarded; providing requirements for school readiness plans; providing for parental choice with respect to child care arrangements and payments; providing for evaluation and performance measures; providing responsibility for implementation; providing for parental choice; creating s. 229.567, F.S.; requiring the Department of Education to adopt the school readiness screening instrument developed by the Florida Partnership for School Readiness and to require their use by the school districts; amending s. 216.136, F.S.; creating the School Readiness Program Estimating Conference; requiring the conference to develop information relating to the school readiness programs; specifying the principals of the conference; amending s. 414.026, F.S.; requiring the chairperson of the Florida Partnership for School Readiness to serve on the WAGES Program State Board of Directors; requiring the State Coordinating Council for Early Childhood Services to submit a final report; amending s. 624.91, F.S.; requiring the Healthy Kids Corporation to work cooperatively with the Florida Partnership for School Readiness; repealing s. 411.222(4), F.S., relating to the State Coordinating Council for Early Childhood Services; providing effective dates.

By the Committees on Fiscal Policy, Education and Senators Holzendorf, Kirkpatrick and Meek—

CS for CS for SB’s 366 and 382 and SB 708—A bill to be entitled An act relating to school readiness; creating s. 411.01, F.S.; establishing the Florida Partnership for School Readiness for purposes of administering the School Readiness Program; providing responsibilities and duties of the partnership; providing membership and meeting requirements; providing that the Florida Partnership for School Readiness is subject to public records and public meeting requirements; providing for hiring certain employees; requiring that the partnership prepare a system for measuring school readiness; specifying objectives to be measured by such system; requiring that the partnership contract with an independent entity to evaluate the measurement system; requiring the partnership to make recommendations to the Governor and the State Board of Education; authorizing the partnership to adopt rules; requiring the establishment of school readiness coalitions; specifying services to be provided by the coalitions; providing for designation and approval of a

fiscal agent; providing for grants to be provided to coalitions to develop school readiness plans; providing for incentive bonuses to be awarded; providing requirements for school readiness plans; providing for parental choice with respect to child care arrangements and payments; providing for evaluation and performance measures; providing responsibility for implementation; providing for parental choice; creating s. 229.567, F.S.; requiring the Department of Education to adopt the school readiness uniform screening developed by the Florida Partnership for School Readiness and to require their use by the school districts; amending s. 216.136, F.S.; creating the School Readiness Program Estimating Conference; requiring the conference to develop estimates and forecasts of students eligible for school readiness programs; specifying the principals of the conference; amending s. 414.026, F.S.; requiring the chairperson of the Florida Partnership for School Readiness to serve on the WAGES Program State Board of Directors; amending s. 411.222, F.S.; abolishing the State Coordinating Council for Early Childhood Services; establishing the State Coordinating Council for School Readiness Programs; requiring the State Coordinating Council for Early Childhood Services to submit a final report; amending s. 624.91, F.S.; requiring the Healthy Kids Corporation to work cooperatively with the Florida Partnership for School Readiness; repealing s. 411.222(4), F.S., relating to the State Coordinating Council for Early Childhood Services; providing effective dates.

By the Committee on Judiciary and Senators Laurent and Webster—

CS for SB 374—A bill to be entitled An act relating to civil actions; creating s. 40.50, F.S.; providing for instructions to juries after the jury is sworn in; providing for the taking of notes under certain circumstances; providing for notebooks; providing for written questions; providing for final instructions; amending s. 44.102, F.S.; requiring that the court require mediation in certain actions for monetary damages; 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. 57.105, F.S.; revising conditions for award of attorney's fees for presenting unsupported claims or defenses; authorizing damage awards against a party for unreasonable delay of litigation; authorizing the court to impose additional sanctions; 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 consider whether the proposal was reasonably rejected; amending s. 57.071, F.S.; providing criteria under which expert witness fees may be awarded as taxable costs; providing for expedited trials; amending s. 768.77, F.S.; deleting a requirement to itemize future damages on verdict forms; amending s. 768.78, F.S.; providing for proposals for structured settlements; requiring structured-settlement discussion in settlement negotiations; requiring assignment of liability for payment to a third-party assignee selected by the plaintiff; granting the plaintiff the right to select a settlement broker; providing for findings in orders approving or adopting a settlement; conforming provisions relating to alternative methods of payment of damage awards to changes made by the act; correcting a cross-reference; creating s. 47.025, F.S.; providing that certain venue provisions in a contract for improvement to real property are void; specifying appropriate venue for actions against resident contractors, subcontractors, sub-subcontractors, and materialmen; requiring the clerk of court to report certain information on negligence cases to the Office of the State Courts Administrator; amending s. 768.81, F.S.; providing for the apportionment of damages on the basis of joint and several liability when a party's fault exceeds a certain percentage; providing for the allocation of fault to a nonparty; requiring that such fault must be proved by a preponderance of the evidence; providing for a judgment based on joint and several liability for certain actions arising out of medical malpractice; repealing s. 768.81(5), F.S., relating to the applicability of joint and several liability to actions in which the total amount of damages does not exceed a specified amount; requiring the Department of Insurance to contract with an actuarial firm to conduct an actuarial analysis of expected reductions in judgments and related costs resulting from litigation reforms; specifying the basis and due date for the actuarial report; providing for a review of rate filings by certain types of insurers after a specified date; providing that such

provisions do not limit the refund of excessive profits by certain insurers; providing for severability; providing an effective date.

By the Committee on Judiciary and Senator Lee—

CS for SB 376—A bill to be entitled An act relating to civil actions; creating s. 768.096, F.S.; providing an employer with a presumption against negligent hiring under specified conditions in an action for civil damages resulting from an intentional tort committed by an employee; amending s. 768.095, F.S.; revising the conditions under which an employer is immune from civil liability for disclosing information regarding an employee to a prospective employer; creating s. 768.071, F.S.; providing limitations on premises liability for a person or organization owning or controlling an interest in a business premises; providing for a presumption against liability; providing conditions for the presumption; amending s. 768.075, F.S.; modifying the conditions under which a person or organization owning or controlling an interest in real property is liable for a trespasser's injury or death; providing definitions; providing for the avoidance of liability to discovered and undiscovered trespassers under described circumstances; providing immunity from certain liability arising out of the attempt to commit or the commission of a felony; creating s. 768.36, F.S.; prohibiting a plaintiff from recovering damages if plaintiff is more than a specified percentage at fault due to the influence of alcoholic beverages or drugs; providing for severability; providing an effective date.

By the Committee on Judiciary and Senator Webster—

CS for SB 378—A bill to be entitled An act relating to civil action; creating s. 768.725, F.S.; providing evidentiary standards for an award of punitive damages; amending s. 768.72, F.S.; revising provisions 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; amending s. 768.73, F.S.; revising provisions with respect to limitations on punitive damages; providing monetary limitations; providing an exception with respect to intentional misconduct; specifying the basis for calculating attorney's fees on judgments for punitive damages; providing for the application of the section; creating s. 768.735, F.S.; providing that ss. 768.72(2)-(4), 768.725, and 768.73, F.S., relating to punitive damages, are inapplicable to specified causes of action; limiting the amount of punitive damages that may be awarded to a claimant in certain civil actions involving abuse or arising under ch. 400, F.S.; creating s. 768.736, F.S.; providing that ss. 768.725 and 768.73, F.S., relating to punitive damages, do not apply to intoxicated defendants; providing for severability; providing an effective date.

By the Committee on Agriculture and Consumer Services; and Senators Mitchell, Klein, Dyer, Forman and Kirkpatrick—

CS for SB 706—A bill to be entitled An act relating to agriculture; creating the Florida Commission on Federal and State Agricultural Relations; providing for its membership and duties; providing for members' per diem and travel expenses; requiring reports; providing an effective date.

By the Committee on Comprehensive Planning, Local and Military Affairs; and Senators Mitchell, Forman, Dyer and Clary—

CS for SB 714—A bill to be entitled An act relating to the Florida World War II Veterans Memorial; providing for the construction of a memorial to the Florida residents who served during World War II; specifying source of moneys; directing the Commission on Veterans' Affairs to cooperate with the Capitol Center Planning Commission to report on the cost and appropriate location of the memorial; directing the

Governor to arrange for an appropriate ceremony; providing a contingent effective date.

By the Committee on Comprehensive Planning, Local and Military Affairs; and Senators Mitchell, Forman, Clary and Dyer—

CS for SB 716—A bill to be entitled An act relating to trust funds; creating the Florida World War II Veterans Memorial Matching Trust Fund within the Department of Veterans' Affairs; 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 Commerce and Economic Opportunities; and Senator Campbell—

CS for SB 740—A bill to be entitled An act relating to letters of credit under the Uniform Commercial Code; amending 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, and 675.117, F.S.; revising article 5 of the Uniform Commercial Code relating to letters of credit; providing scope, application, effect; providing definitions; providing formal requirements; providing that consideration is unnecessary; providing for issuance, amendment, cancellation, and duration; specifying rights and obligations of confirmers, nominated persons, and advisers; providing issuer's rights and obligations; providing procedures for counteracting fraud and forgery; specifying certain warranties; providing remedies; providing for transfers of letters of credit; providing for transfers by operation of law; providing for assignment of proceeds of letters of credit; providing a statute of limitations; providing for a choice of law and forum; providing for subrogation of issuers, applicants, and nominated persons; providing applications; amending ss. 671.105, 672.512, 679.103, 679.104, 679.105, 679.106, 679.304, and 679.305, F.S., to conform; providing an effective date.

By the Committee on Ethics and Elections; and Senators Saunders, Carlton, Meek, Hargrett, Sebesta, Kirkpatrick and Rossin—

CS for SB 752—A bill to be entitled An act relating to elections; creating s. 99.063, F.S.; providing for the designation of candidates for Lieutenant Governor; providing requirements and time for qualifying for such office; providing for ballot language on primary election ballots if the candidate for Lieutenant Governor has not been designated by a time certain; repealing s. 99.092(3), F.S., and amending ss. 99.095, 99.0955 and 101.62, F.S.; conforming provisions; amending s. 100.111, F.S.; allowing a candidate who has qualified for public office who has withdrawn or been eliminated to be designated as a candidate for Lieutenant Governor; amending s. 102.112, F.S.; revising the time for submission of county returns to the Department of State; providing an effective date.

By the Committee on Education and Senators Clary and Cowin—

CS for SB 768—A bill to be entitled An act relating to community colleges; requiring each community college to determine the number of matriculated, degree-seeking students enrolled at the community college; providing requirements for classifying a student as matriculated and degree-seeking; requiring the classification to be used only for specified purposes; providing an effective date.

By the Committees on Agriculture and Consumer Services; and Agriculture and Consumer Services—

CS for SB 780—A bill to be entitled An act relating to wildfires; amending s. 590.01, F.S.; providing the Division of Forestry of the Department of Agriculture and Consumer Services with the responsibility to prevent, detect, and suppress wildfires; creating s. 590.015, F.S.; defining terms; amending s. 590.02, F.S.; authorizing the division to appoint additional personnel to fight wildfires; providing for wildfire

training and fire management and emergency response assistance; providing for agreements or contracts with the private sector for fire prevention activities; providing for the Florida Center for Wildfire and Forest Resource Management Training; providing for fees for the operation of the center; creating an advisory committee; amending s. 590.081, F.S.; prohibiting burning in severe drought conditions without permission; amending s. 590.082, F.S.; providing a penalty for certain travel through hazardous areas; amending s. 590.091, F.S.; providing for designation of railroad rights-of-way in wildfire areas; amending s. 590.10, F.S.; providing a penalty for the disposal of lighted substances; amending s. 590.11, F.S.; providing restrictions on recreation fires; creating s. 590.125, F.S.; providing conditions for noncertified burning and certified prescribed burning; amending s. 590.13, F.S.; providing for civil liability; amending s. 590.14, F.S.; authorizing the division to issue warning citations; providing for a notice of violation; providing for the recovery of other fire-suppression costs; amending s. 590.16, F.S.; providing for discretionary rewards; amending s. 590.25, F.S.; providing a penalty for obstructing the extinguishing of wildfires; amending s. 590.27, F.S.; correcting an organizational reference; amending s. 590.28, F.S.; providing penalties for the careless or intentional burning of wild lands; amending s. 590.29, F.S.; providing a penalty for the illegal possession of incendiary devices; amending ss. 590.33, 590.34, 590.42, F.S.; correcting organizational references; repealing s. 590.025, F.S., which provides for control burning; repealing s. 590.026, F.S., which provides for prescribed burning; repealing s. 590.03, F.S., which provides for fire wardens; repealing s. 590.04, F.S., which provides for the organization of districts; repealing s. 590.05, F.S., which provides for road crews to extinguish fires; repealing s. 590.06, F.S., which provides for rules for road crews; repealing s. 590.07, F.S., which provides for a penalty; repealing s. 590.08, F.S., which provides for the unlawful burning of lands; repealing s. 590.09, F.S., which provides for setting fires on rights-of-way; repealing s. 590.12, F.S., which provides for unlawful burning; repealing s. 590.30 F.S., which provides for penalties; providing an effective date.

By the Committee on Fiscal Resource and Senator Horne—

CS for SB 888—A bill to be entitled An act relating to tax administration; repealing s. 198.12, F.S., and amending ss. 198.13, 198.23, 198.26, 198.32, 198.33, 198.39, F.S.; discontinuing the use of unnecessary estate tax returns for small estates that owe no tax; amending s. 199.106, F.S.; granting a credit against the intangibles tax to natural persons for an identical tax paid in another state; creating s. 201.165, F.S.; granting a credit against the documentary stamp tax for an identical tax paid in another state; amending s. 212.02, F.S.; amending the definition of the term "retail sale" with respect to materials that are incorporated into repaired motor vehicles, airplanes, or boats; amending ss. 212.04, 212.12, 212.13, F.S., and creating s. 213.757, F.S.; increasing the criminal penalties for willful violations of certain tax provisions; amending s. 212.08, F.S.; amending the exemption for electricity and steam used for manufacturing; amending s. 213.27, F.S.; authorizing the Department of Revenue to enter into contracts with private vendors to develop an automated case-tracking system; amending s. 213.67, F.S.; authorizing the Department of Revenue to reduce the amount of an administrative garnishment which is subject to a freeze to the amount equal to the delinquent amount; amending ss. 220.151, 220.21, 220.221, 220.222, F.S.; authorizing the Department of Revenue to accept electronic or telephonic corporate income tax returns in lieu of written paper returns; providing an effective date.

By the Committee on Fiscal Policy and Senator Cowin—

CS for SB 1014—A bill to be entitled An act relating to trust funds; creating the School Readiness 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.

**MESSAGES FROM THE GOVERNOR AND
OTHER EXECUTIVE COMMUNICATIONS**

VETOED BILLS 1998 REGULAR SESSION

Honorable Sandra Mortham
Secretary of State

May 21, 1998

Dear Secretary Mortham:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval of and transmit to you with my objections, Committee Substitute for Senate Bill 418, enacted during the 30th Session of the Legislature of Florida convened under the Constitution of 1968, during the Regular Session of 1998, and entitled:

An act relating to judicial nominating commissions;. . .

Among its other provisions, Committee Substitute for Senate Bill 418 requires the judicial nominating commission for the twenty judicial circuits to include a representative from each county within the circuit. This bill was intended to ensure that judicial nominating commissions represent the geographic population of the circuit. Although the concept behind this part of the bill is laudable, the limitations it places on the judicial nominating appointments process are not workable.

The difficulty in administering the requirements of this bill is demonstrated in the example of Florida's Second Judicial Circuit. In the Second Circuit, there are six counties, including Leon County and Liberty County. Leon County has over 2,500 practicing attorneys in good standing with The Florida Bar, but Liberty County has only one. Under this bill, the appointing authorities would be compelled to place the one attorney from Liberty County on the judicial nominating commission, regardless of that individual's qualifications or desire to serve. Although I believe that the appointing authorities should strive to appoint members who represent the diverse views of the entire circuit, they should not be unduly restricted in their responsibility to appoint members who are best suited to serve.

I have long been supportive of a diverse and representative judiciary. My appointments to the bench have reflected that support, and I believe that diversity on the bench leads to a stronger justice system for all Floridians. I am also concerned that, if allowed to become law, this bill will tend over time to erode the diversity that we have struggled so hard to bring to Florida's judiciary.

For these reasons, I am withholding my approval of Committee Substitute for Senate Bill 418, and do hereby veto the same.

Sincerely,
LAWTON CHILES

Honorable Sandra B. Mortham
Secretary of State

May 22, 1998

Dear Secretary Mortham:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval of and transmit to you with my objections, Committee Substitute for Senate Bill 706, enacted during the 30th Session of the Legislature of Florida convened under the Constitution of 1968, during the Regular Session of 1998, and entitled:

An act relating to education;. . .

Students are currently required to successfully complete a minimum of 24 hours of academic credit, or an International Baccalaureate curriculum, to graduate. As part of its efforts to improve education, the legislature enacted Section 232.246 (4)(c), Florida Statutes, to encourage district school boards to establish requirements for graduation *in excess of* this minimum requirement. Thus, many districts now require additional credits for graduation and have tailored their curriculum accordingly. These additional requirements reflect their communities' commitment to higher standards. This bill undercuts the school districts local control by dictating that students must be allowed to graduate when they have met just the minimum standards established in law. As it is structured, the legislation might well have adverse unintended consequences for many districts that would outweigh the benefits.

For these reasons, I am withholding my approval of Committee Substitute for Senate Bill 706, and do hereby veto the same.

Sincerely,
LAWTON CHILES

Honorable Sandra B. Mortham
Secretary of State

May 15, 1998

Dear Secretary Mortham:

By the authority vested in me as Governor of Florida, under the provision of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval and transmit to you with my objections, Senate Bill 830, enacted during the 100th Session of the Legislature of Florida since statehood in 1845, convened under the Constitution of 1968, during the Regular Session of 1998, and entitled:

An act relating to homestead tax exemptions;. . .

Senate Bill 830 repeals the requirement that social security numbers be included on applications for homestead exemption. This requirement was adopted into law in 1994. In 1995, property appraisers began requiring social security numbers for all new applications for homestead exemption. The law requires property appraisers to obtain social security numbers by 2000 for all homestead exemptions. The Department of Revenue, with the concurrence of the property appraisers, sought the 1994 legislation as a way to reduce erroneous and fraudulent homestead exemptions and to determine residency for compliance with the intangible personal property tax.

The 1994 law provides that, in accordance with Federal law, social security numbers are not subject to disclosure by the county tax collectors, or property appraisers, or by the Department of Revenue. Failure by a taxpayer to provide social security numbers is deemed a waiver of the homestead exemption privilege for that year.

Approximately 3.5 million properties in Florida are granted a homestead exemption. To date, at the mid-point in the phase-in of current law, social security numbers have been collected for over one million of these property owners. The department has found several thousand instances where multiple properties have the same social security number on the homestead exemption application. Citizens claiming more than one homestead exemption unlawfully reduce the amount of tax revenue available to local governments and schools, and they unfairly shift the tax burden to law-abiding citizens and businesses.

By filing an application for homestead exemption in Florida, citizens also affirm that they are Florida residents and subject to our tax laws. Determining residency is necessary in determining potential liability for the intangibles tax. The use of social security numbers for this purpose is a straightforward and simple tool for enforcing the intangibles tax law.

The proponents of Senate Bill 830 argued that using social security numbers in this manner is violative of federal law. In fact, the federal law was amended in 1976 to specifically allow for the use of social security numbers for tax administration purposes.

As part of my initiatives to improve the efficiency of government agencies, I have encouraged innovative efforts such as the Department of Revenue's business-like approach to their operations. Removing the requirement for social security numbers without a compelling reason to do so would be a step toward inefficient and ineffective tax administration.

I am sensitive to the privacy rights of our citizens. There are safeguards in the law that prohibit the property appraisers, tax collectors, and the Department of Revenue from releasing social security numbers. Florida law is clear and in accordance with federal law that each agency must keep social security numbers confidential and restrict their use to official purposes only. Just as we should be diligent in guarding the privacy of Floridians, we should be just as diligent in ensuring that the tax burden is fair for our citizens.

Florida is a state that relies on the voluntary tax compliance by its citizens to minimize the intrusion of government in their lives. The degree to which citizens adhere to the principle of voluntary compliance is in part determined by their perceptions of equity and fairness in the government's administration of tax policy. Any policy that reduces taxpayers' expectation of fairness and equity erodes their willingness to comply with the tax laws, thus making the role of government more burdensome and punitive.

In deciding whether or not to veto legislation, I have the responsibility to consider whether the legislation is more detrimental than the problem

it seeks to resolve. In my opinion, adequate safeguards are already in place to insure that social security numbers provided to obtain a homestead exemption remain confidential. On the other hand, repealing this requirement will almost assuredly lead to more fraudulent homestead exemptions and reduced compliance with state and local tax laws. Thus, I believe that, on balance, Senate Bill 830 does more harm than good for Florida's citizens.

It is for these reasons, I am withholding my approval of Senate Bill 830 and do hereby veto the same.

Sincerely,
LAWTON CHILES

Honorable Sandra Mortham
Secretary of State

May 18, 1998

Dear Secretary Mortham:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval of and transmit to you with my objections, Committee Substitute for Senate Bill 874, enacted during the 30th Session of the Legislature of Florida convened under the Constitution of 1968, during the Regular Session of 1998, and entitled:

An act relating to civil actions; . . .

Our system of civil justice has two primary purposes: to redress wrongs, and to correct harmful behavior for the protection of our citizens. Our civil courts system awards damages to injured persons who are victims of negligence or other unlawful conduct. It is fair that the damages are paid by wrongdoers, and we expect those who are responsible for harming innocent victims to modify their future actions to avoid harmful consequences.

The innocent victims of defective products, or negligent or reckless actions, suffer a variety of losses. Among these losses are physical and mental health, which may deprive a victim of the ability to earn a living, and victims may require extensive medical rehabilitation. Our civil justice system addresses the rights and needs of victims of such societal harms as drunk driving, abuse, and neglect. The civil courts system also addresses wrongs that are not of a physical nature, including racial discrimination, age or gender discrimination, and other violations of our constitutional or civil rights.

Much of the debate over civil justice reform has portrayed the battle simply as trial lawyers pitted against the economic survival of struggling small businesses. To portray the issues in this way is hopelessly misleading. While I recognize that our litigation system has an impact on the economy, my objections to this bill are principally economic, as well, but also are grounded on principles of fundamental fairness and protection of our citizens.

I recognize that products manufacturers and service providers often pass on to consumers the costs of liability insurance and damage awards, which result in higher consumer costs. But our system also expects those who cause injury to others to be primarily responsible for compensating those who are injured by their defective products or harmful actions. If victims do not receive adequate compensation for their injuries by wrongdoers, Floridians overall will pay. Floridians will be forced to pay increased costs of medical care, and the financial burden of caring for victims will shift—from those who caused the injuries—to the taxpayer, who will be required to support expanding government-provided rehabilitation and support programs for victims who have been injured but are not compensated fully by the wrongdoer.

I made it clear to the 1998 Florida Legislature that I could not accept a civil reform bill that gave untoward economic windfalls to big business, that did not provide adequate compensation to innocent victims, and that failed to protect Florida consumers. I urged the Legislature to enact a balanced bill that corrected the problems in our civil justice system, while ensuring that there remain adequate remedies to victims of unlawful harm.

I supported true reform that would have improved our civil justice system by eliminating needless delay, enhancing penalties for frivolous lawsuits, reducing the costs of litigation, and improving the efficiency of our civil trial system. I also urged the Legislature to put in separate bills the most questionable of its proposals to change our civil justice system, so that I was not forced to take "all or none" of the bill, having to veto positive reforms in order to protect Floridians from the most harmful impacts of the bill.

Unfortunately, a deeply divided Legislature sent me a highly controversial and extreme bill that would leave Floridians exposed to potentially harmful products and actions without adequately compensating victims for injuries those products and actions will cause. This bill would make some helpful changes to our civil justice system, but because this bill will do much more harm than good to Floridians, I am compelled to veto Committee Substitute for Senate Bill 874.

There are a number of provisions in the bill that deeply trouble me. Those outlined below reflect the most serious concerns that cause me to veto the bill.

Statute of Repose—Under the bill, a manufacturer of a defective product would not be liable for medical costs, loss of income, or other damages if the product is over 12 years old, regardless of when its defects are discovered, the dangerousness of the product, or how many injuries it causes. While I appreciate that the bill allows for a 5-year window within which those who are injured by existing products may bring suit, it thereafter would create a 12-year "statute of repose" for all products, old and new, even for those designed to be used for much longer than 12 years.

In this past week alone, the Federal Aviation Administration grounded scores of Boeing 737 airliners to check for what may be manufacturing defects in wiring that could result in fires or explosions. Through news accounts, we learned that a large number of these jets have been in service for 20 years and longer. These commercial airliners are designed to last much longer than 12 years, but undiscovered manufacturing defects can reveal themselves many years after manufacture. Luckily, the FAA discovered the possible defect in the 737's before a catastrophic collision resulted. But under this bill, if a manufacturing defect is not discovered and a plane crashes in Florida as a direct result of the defect, the injured passengers or the families of the victims could not recover damages from the manufacturer if the airliner is more than 12 years old.

If I were to allow this unnecessary limitation on liability to become law, other products such as medical devices, machine tools, commercial trucks, and industrial machinery all would not be subject to liability awards for defective manufacture during many years in which they are still in widespread use.

This provision will shield large, out-of-state manufacturers from liability at the expense of Florida consumers, and I cannot allow it to become law.

Joint and Several Liability—When more than one defendant is responsible for causing an injury, and at least one of the defendants is insolvent and cannot pay damages, Florida law spreads the damage payments over the solvent defendants through what is known as "joint and several liability." While sometimes this process results in unfairness to a particular defendant, we have long recognized that it is important to fully and fairly compensate an innocent victim and to apportion damages among those who committed the wrongful act. While I have supported reasonable new restrictions on the application of joint and several liability to correct some of the inequities toward defendants, this bill again goes too far.

Among the bill's provisions is a \$300,000 cap on the application of joint and several liability for economic damages, which include such losses as past and future income, medical expenses, lost support and services, and the replacement value of destroyed property. This has the potential to deny full compensation to those who need it most: those victims who suffer catastrophic injuries, some of whom may require a lifetime of medical care, or the families of victims who are killed by a wrongful act. If these costs are not borne by the wrongdoers, they inevitably will be unfairly borne by all Floridians.

Vicarious Liability—"Vicarious liability" is a principle of long standing that imposes indirect legal responsibility on those in authority for the negligent acts of those over whom they have authority; the principle applies to such relationships as employer/employee and principal/agent. This principle evolved primarily to allocate risks associated with business enterprises, and it helps to ensure that innocent victims are compensated fully for their injuries or losses even if the negligent employee or agent is uninsured or insolvent. Since the 1920's, our Florida courts have held that an automobile is a dangerous instrumentality, and that an automobile owner may be liable for injuries caused by the negligence of someone entrusted to use the automobile.

I supported reasonable modifications to the application of vicarious liability, but I believe that this bill goes too far in limiting the liability of owners of motor vehicles—including rental car companies—for the negligent acts inflicted by drivers of those vehicles.

The limitations on liability also would apply to rental trucks, which have the potential to inflict more serious injuries and greater damage because of their size and weight.

As in my other objections to various provisions of this bill, these limitations will shift responsibility from the owner of the motor vehicle to the taxpayers in order to ensure that innocent victims of negligent drivers are fully compensated for their injuries and property losses. I cannot in fairness allow Floridians in general to bear the costs of these overreaching limitations.

Punitive Damages—Like most Floridians, I have heard the outrageous story where millions of dollars were awarded as punitive damages against a restaurant whose hot coffee spilled and injured someone. For the most part, we hear about these extreme cases when juries award excessive punitive damages, but not when trial judges or appellate courts later reduce the awards to reasonable levels, as happened in the coffee-spill case.

Punitive damage awards are very rare—even those that are within reasonable limits—but they serve the important purposes of punishing wrongdoers for the most egregious conduct and deterring that conduct both by the wrongdoer and others. Dangerous and defective products, including the Ford Pinto and the Dalkon Shield IUD, were removed from production following punitive damage awards.

Here, too, I supported reasonable limitations on punitive damage awards. But again, the bill goes too far. It imposes arbitrary caps on punitive damage awards, stiffens the standard of conduct necessary for imposing punitive damages, and imposes limitations on multiple awards of punitive damages, even for those punitive damages that are awarded against the defendant by courts in other states. In some circumstances, the bill allows the court to deduct from punitive damage awards the amount of prior punitive damage awards even though the harmful conduct continues. If punitive damages are to be effective in protecting our citizens from the most dangerous actions or the most hazardous products, their application cannot be so narrowly limited as they are in this bill.

I have long been a strong proponent of small business and economic development. I know how important a healthy economy is to our state, and how it benefits our citizens. This bill does not promote a strong economy, but exposes our citizens to risk and injury, and imposes upon our taxpayers unwarranted and unjustified expenses. That is not fair to Floridians. The people of Florida, and visitors to our state, deserve to be protected and compensated in the unfortunate event that they are injured or victimized. This bill would not only erode those protections significantly, but it would shift the costs of the system from wrongdoers to Florida taxpayers. As Governor, I am duty bound to protect our citizens, and I must ensure that those who commit wrongful acts remain primarily responsible for paying for those wrongful acts. I cannot allow this bill to become the law of this state.

For these reasons, I am withholding my approval of Committee Substitute for Senate Bill 874, and do hereby veto the same.

With kind regards, I am

Sincerely,
LAWTON CHILES

Honorable Sandra B. Mortham
Secretary of State

May 20, 1998

Dear Secretary Mortham:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval of and transmit to you with my objections, Committee Substitute for Senate Bill 1430 enacted during the 30th Session of the Legislature of Florida convened under the Constitution of 1968, during the Regular Session of 1998, and entitled:

An act relating to license plates; . . .

In the past several years, Florida has adopted laws authorizing a number of official automobile license plates that reflect the general interests and symbols of the State of Florida. The thirty-nine specialty official Florida license plates authorized by law demonstrate citizen support for Florida's public universities, professional sports teams, and other subjects such as the arts, education, and the environment.

In contrast to the general appeal of the existing official license plates, Committee Substitute for Senate Bill 1430 authorizes the development of an official State of Florida license plate that includes the message

"Choose Life." This phrase is closely associated with the issue of reproductive rights, a controversial and difficult subject for many Floridians. The creation of an official license plate with a clearly political message establishes a precedent that was not intended by the development of specialty license plates bearing the name and sanction of the State of Florida.

Many of those who favored enactment of this bill state that its purpose was to allow women to have choices, not to deprive them of choices. Yet by its very terms, the bill does not foster choice. The bill specifically denies funding from revenues derived from the official State of Florida "Choose Life" license plate to any organization that offers women counseling or information on the full legal range of their reproductive choices, including termination of pregnancy. Many fine organizations thus would be precluded from sharing in license revenues from the sale of this Florida license plate simply because they do offer such choice to women.

The divisive issue of reproductive rights is widely debated day-to-day in the news media, in public forums, in churches, in legislative hearings, and in judicial proceedings. It is proper and right that these venues provide the opportunities for this important public dialogue, no matter how volatile the issue. But I cannot fail to recognize that there are few issues that polarize people more than the issue of reproductive rights. Simply because a particular political message is able to garner a majority of votes in the Florida Legislature does not mean that an official State of Florida license plate is the proper forum for debate on this—or any other—political issue.

I recognize that some proponents of this bill see its message only as one which supports adoption, although it is important to note that an amendment to substitute the phrase "Adopt a Child" for the phrase "Choose Life" failed both in the House of Representatives and in the Senate. I am a strong supporter of the adoption alternative, and my support for adoption has been unwavering. Last year, Florida increased the Maintenance Adoption Subsidy program by \$8.8 million to provide parents with financial help for an adopted child's medical, emotional, and physical needs. We have joined in an advertising partnership to launch a pro-bono campaign to promote the adoption of Florida's foster children, and calls to the 1-800-96ADOPT hotline have increased more than 30% as a result of the promotional campaign. We also have established an Internet homepage that features the pictures and stories of children awaiting adoption. These are but some of the many programs that the State of Florida has established to support and encourage adoption.

In recent years, Florida has seen a 61 percent increase in the number of foster children moving into permanent homes, and the adoption of more than 7,200 foster children. Our efforts to favor and support adoption are not only succeeding, but they have built consensus among our citizens and our elected leaders. Unfortunately, the "Choose Life" message on an official Florida license plate would not build consensus, but instead would further divide Floridians.

For these reasons, I am withholding my approval of Committee Substitute for Senate Bill 1430, and do hereby veto the same.

Sincerely,
LAWTON CHILES

Honorable Sandra B. Mortham
Secretary of State

May 21, 1998

Dear Secretary Mortham:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval of and transmit to you with my objections, Committee Substitute for Senate Bill 1626, enacted during the 30th Session of the Legislature of Florida convened under the Constitution of 1968, during the Regular Session of 1998, and entitled:

An act relating to occupational safety and health; . . .

Committee Substitute for Senate Bill 1626 and the associated budget reduction in the General Appropriations Act would result in a drastic reduction of safety services provided to the private sector by the Division of Safety in the Department of Labor and Employment Security. Since the workers' compensation reforms which were made in the 1993 Legislative Session, Florida has enjoyed lower workers' compensation costs and fewer occupational safety and health related injuries, illnesses and diseases. The anticipated additional benefits resulting from the elimination of this statutory responsibility for the business community have not been quantified by the proponents of the bill. The estimated cost savings to the employers of Florida who pay assessments to fund the workers'

compensation system in Florida are minimal. The potential for serious injuries and illnesses to the employees in the private sector and the associated workers compensation costs justify retaining an optional state presence for safety services for private sector employers.

For these reasons, I am withholding my approval of Committee Substitute for Senate Bill 1626, and do hereby veto the same.

Sincerely,
LAWTON CHILES

Honorable Sandra B. Mortham
Secretary of State

May 22, 1998

Dear Secretary Mortham:

By the authority vested in me as Governor of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval of and transmit to you with my objections, Committee Substitute for Senate Bill 1748, enacted during the 30th Session of the Legislature of Florida convened under the Constitution of 1968, during the Regular Session of 1998, and entitled:

An act relating to funds distributed to local governments;. . .

I hereby veto Section 3 of the bill, which provides:

"Section 3. The sum of \$13,244,151 is appropriated for fiscal year 1998-1999 from the Public Education and Capital Outlay Debt Service Trust Fund to the Columbia County School District for the Ft. White High School. No funds shall be released for this project before the Special Facilities Review Commission has approved said project."

The appropriation is contingent upon review and approval of the high school project by the Special Facility Review Commission, an entity that does not exist. The same appropriation is contained in Committee Substitute for Committee Substitute for Senate Bills 1996 and 1182; because that appropriation properly designates the Special Facility Construction Committee as the facility approval authority, pursuant to section 235.435(2), Florida Statutes, the Fort White appropriation shall be authorized as stated therein.

For these reasons, I am withholding my approval of Section 3 of Committee Substitute for Senate Bill 1748, and do hereby veto the same.

Sincerely,
LAWTON CHILES

Honorable Sandra B. Mortham
Secretary of State

May 20, 1998

Dear Secretary Mortham:

By the authority vested in me as Governor of Florida, under the provision of Article III, Section 8, of the Constitution of Florida, I do hereby withhold my approval and transmit to you with my objections, Senate Bill 2454, enacted during the 30th Session of the Legislature of Florida convened under the Constitution of 1968, during the Regular Session of 1998, and entitled:

An act relating to homestead tax exemptions;. . .

For most Floridians, these are good times. Wages are up. Unemployment is down. The state's economy continues to outperform the nation. Through the hard work and energy of our citizens, the recession that disrupted so many lives in the first years of this decade is now comfortably behind us.

The state's strong economy offers the state an unaccustomed opportunity to reward Florida taxpayers by returning to them a portion of general fund revenues. Other states have recently acted to return revenues to their taxpayers using their personal income tax. It provides a convenient, administratively simple mechanism to insure that all taxpayers can be located and identified. Of course, Florida does not have a personal income tax. As a result, it is more difficult for the state to return revenues to individual taxpayers in an efficient, equitable manner.

Senate Bill 2454, on a one-time basis, provides for \$50 to be mailed to each person receiving a homestead exemption in 1998. Administering the program would be difficult and costly—the Legislature recognized this when it appropriated \$2 million for that purpose. Still, implementing the program with all its inevitable difficulties would be worthwhile, if it were fair. It is not.

This bill sets up two classes of citizens in our state—homeowners and everyone else. Though every citizen pays the sales tax that funds the program, only Floridians who own homes and claim homestead exemption benefit. The 40 percent of Floridians who are renters would receive nothing, even though they too paid a significant portion of the \$185.8 million in sales tax that is used to fund this bill. In fact, they likely paid a greater percentage of their income in sales tax than did homeowners. Literally millions of Florida taxpayers are excluded from the benefits of this bill.

Perversely, even those taxpayers who do receive a check will be short-changed using this plan. These payments are likely to be considered federally taxable income to the recipients. So while this legislation was intended to provide tax relief for our people, instead, it may have burdened them with \$40 million in payments to the Internal Revenue Service. Those dollars could be better used in Florida than in Washington.

It is clear that Florida has many pressing needs and limited resources. Yet this bill would hand out \$185.8 million in cash as the state charges on its "credit card" to borrow for state needs. From a fiscal standpoint, that makes no sense.

With these same dollars, the Legislature could have offset \$400 million in debt payments over the next 30 years or built space for more than 10,000 school children. It is not often that a growing state like Florida has the funds needed to pay down or avoid the continuing burden of bonded indebtedness that rests on the shoulders of our taxpayers. This was one of those chances.

There are other ways to accomplish the goal of this legislation and provide tax relief to our state's working families in a more even-handed fashion. Despite its limitations, the one-week "tax holiday" passed during this session is a more equitable way to return money to the pockets of every Floridian, and I intend to allow that legislation to become law.

Senate Bill 2454 may be well intentioned but it is deeply flawed. Senate Bill 2454 fails to recognize the continuing contribution of all our citizens to the well being of this state. It is simply not fair. It is for these reasons that I am withholding my approval of Senate Bill 2454 and do hereby veto the same.

Sincerely,
LAWTON CHILES

The bills, together with the Governor's objections thereto, were referred to the Committee on Rules and Calendar.

GUBERNATORIAL APPOINTMENTS

Honorable Toni Jennings January 12, 1999
President, The Florida Senate

Dear President Jennings:

Please be advised that I am today withdrawing the following gubernatorial appointments which are subject to Senate confirmation but have not yet been confirmed:

Board of Accountancy:
Oscher, Steven S.

Board of Acupuncture:
Bochichio, Mary F.
Perez-Tamayo, Felicia A.
Tsai, Helen Y.

Board of Architecture and Interior Design:
Christoff, John P.
Del Bianco, Sharon M.
Gustafson, Garrick A.

Florida Board of Auctioneers:
Accardo, Craig G.

Barbers' Board:

Collins, Jean C.
Scali-Sheahan, Maura T.

Florida Black Business Investment Board:

Jennings, Cleastor William

Chair, Florida Building Commission:

Pfeiffer, George S.

Florida Building Commission:

Danger, Charles
McRoy, James E.

Acting Secretary, Department of Business and Professional Regulation:

Osborne, Henry P.

Capital Collateral Regional Counsel - Southern Region:

Corey, Jennifer M.
Dupree, Neal Andre

Capital Center Planning Commission:

Pitkin, Stephen H.

Board of Chiropractic Medicine:

Larusso, Salvatore D.

Florida Citrus Commission:

Parrish, Jesse J. III

Hillsborough County Civil Service Board:

Stokes, Willie J.

Board of Clinical Laboratory Personnel:

Garcia, Manuel M.

Regulatory Council of Community Association Managers:

Gavalda, Teresa

Florida Communities Trust:

Perez, Julian H.
Tschinkel, Victoria J.

Florida Commission of Community Service:

Chester, Don W.
Hendry, Thomas E.

Construction Industry Licensing Board:

Husband, Robert D.

Florida Corrections Commission:

Dunn, Edgar M., Jr., Esquire
Evers, William A.
Nichols, Katie Cowles
Nodarse, Edward V.

State of Florida Correctional Medical Authority:

Dertke, Max C., Ph.D.
Floyd, Hugh J.

Board of Trustees for the Florida School for the Deaf and the Blind:

Manning, Altha F.

Board of Dentistry:

Garcia, Faustino G., D.M.D.
Powers, Patsey J.
Williamson, Carol E. D.M.D.

Florida Elections Commission:

Dunbar, David W.

Board of Employee Leasing Companies:

Goldman, Richard A., Esquire
Landrum, Henry Britton, Jr.
Stroyan, David B.

Board of Directors, Enterprise Florida, Inc.:

Becker, Alan S.

Critchfield, Jack B.

Lacher, Joseph P.

Mallot, Jerry M.

Simmons, Evett L., Esquire

Tesch, Peter J.

Tookes, Hansel E.

Board of Directors, Capital Development Board:

Aronson, Daniel H., Esquire

Cobb, Sue M., Esquire

Garvey, Rita J.

Heggestad, Arnold A., Ph.D.

Mitchell, John A.

Serravezza, William J.

Werner, Patricia A.

Board of Directors, Florida International Trade and Economic Development Board:

Gulley, Isay M.

Hulse, Clarence L.

Shin, Dae Yong

Sutton, Byron K.

Watermeier, Janet L.

Board of Directors, Technology Development Board:

Allen, Susan D., Ph.D.

Cano, Marta M.

Crissey, Relf S.

Gabremariam, Fassil

Hodor, Howard I.

Hohman, Glenn W.

Lastinger, Allen L., Jr.

Phillips, Winfred M., D.Sc.

Board of Directors, Workforce Development Board:

Aphorp, James W.

Donaldson, Carolyn D.

Eppard, Renee W.

Franz, Carolyn R.

Hall, Cynthia J.

Riley, Judy B.

Stewart, Samuel Kenneth

Secretary of Environmental Protection:

Green, Kirby B. III

Commission on Ethics:

Prieto, Peter, Esquire

Tampa-Hillsborough County Expressway Authority:

Carter, James L., Jr.

Ferlita, Kenneth C.

Board of Funeral and Cemetery Services:

Mueller, Deborah Riordan

Board of Funeral Directors and Embalmers:

Coleman, Andrew, Jr.

McGehee, Andrew J.

Board of Professional Geologists:

Fulton, Marica H.

Smith, Douglas L.

Commission on Government Accountability to the People:

Calabro, Dominic M.

Haft, Jay M., Esquire

Humphreys, Susan H.

Palmer, Whitfield M., Jr.

Board of Hearing Aid Specialists:

Bolanos, Engelberto J.

McColum, Otis Harry

Citrus County Hospital Board:

Jordan, Marilyn C.

- Florida Housing Finance Corporation:
 Lowndes, John F.
 Mayes, Carl H.
 Visconti, Frank L.
- State Board of Independent Colleges and Universities:
 Barker, Robert H., Jr.
 Brock, Jeanette W., Esquire
 Keiser, Arthur E.
 Mullenix, Joel H., Ed.D.
- Board of Landscape Architecture:
 Hunter, Stephen C.
- Acting Secretary of the Department of Management Services:
 Mills, Cecil LaDon
- Governor's Mansion Commission:
 Harvey, Mary J. "Jackie"
 Wetherell, Thomas Kent, Ph.D.
- Marine Fisheries Commission:
 Hansen, Donald R.
 McElvy, George R.
 Woodward, Robert D. III
- Atlantic States Marine Fisheries Commission:
 Blum, John Stanley A.
- State Board of Nonpublic Career Education:
 Miller, Paul G., Jr.
- Board of Nursing:
 Miller, Ouida Anne
- Board of Physical Therapy Practice:
 Irwin, James C.
- Board of Pilot Commissioners:
 Hanley, Brian F.
 Hanley, Brian Francis
 Winegeart, James Perrow
- Pilotage Rate Review Board:
 Love, Susan K.
- Tampa Port Authority:
 Garcia, Joseph, Esquire
- Prepaid Postsecondary Education Expense Board:
 Collins, Arthur R.
- Historic Pensacola Preservation Board of Trustees:
 Marx, Morris L., Ph.D.
 Menge, Marion J.
- Board of Directors, Prison Rehabilitative Industries and
 Diversified Enterprises, Inc.:
 Huff, James E.
 Moulton, Wright
 Ogilvie, Charles H., Jr.
- Substitute Member, Public Employees Relations Commission:
 Poole, Donna M.
- Florida Public Service Commission:
 Clark, Susan F.
 Deason, J. Terry
- Florida Real Estate Appraisal Board:
 Alvarez, Pedro M.
- Florida Real Estate Commission:
 Janney, E. Lou
- Oklawaha Basin Recreation and Water Conservation and
 Control Authority in Lake County:
 Modica, James V.
- Swartz, Gena M.
- Apalachee Regional Planning Council, Region 2:
 Gatlin, Manuel R.
 Kelly, Vivian D.
 Sanders, Barbara S.
- North Central Florida Regional Planning Council, Region 3:
 Harris, Oscar L., Jr.
- Northeast Florida Regional Planning Council, Region 4:
 Owens/Myers, Linda D.
- East Central Florida Regional Planning Council, Region 6:
 Ford, Frank A., Jr.
- Tampa Bay Regional Planning Council, Region 8:
 Starkey, William E.
- Southwest Florida Regional Planning Council, Region 9:
 Bennett, Henry L.
 Snipes, Carl B.
- Treasure Coast Regional Planning Council, Region 10:
 Parish, Henry
- South Florida Regional Planning Council, Region 11:
 Harrison, Debra S.
- Board of Trustees of the John and Mable Ringling Museum of Art:
 Bear, Lewis, Jr.
 Heller, Kay C.
 Ostrau, Amy S.
- Board of Professional Surveyors and Mappers:
 Pittman, Oscar W.
 Weidener, Margarita G.
- Florida Commission on Tourism:
 Hertz, Arthur H.
- Jacksonville Transportation Authority:
 McClure, Donald R.
- Florida Transportation Commission:
 Asher, Don L.
 Dubbin, Samuel J., Esquire
 Ruffin, John W., Jr.
 Vause, J. Lee
- Governing Board of the South Florida Water Management District:
 Pettis, Eugene K., Esquire
- Big Cypress Basin Board of the South Florida Water
 Management District:
 Korest, Alan R.
 Richter, Garrett S.
 Thomas, Fred N.
- Governing Board of the Southwest Florida Water Management District:
 Davis, Pamela J., Ph.D.
 Martin, James E.
 Menendez, Brenda
- Alafia River Basin Board of the Southwest Florida Water
 Management District:
 Bowers, Lois C.
 Helmen, Dorothea J.
 Lane, Julian B., Jr.
 Rutenberg, Daniel, Ph.D.
- Coastal Rivers Basin Board of the Southwest Florida Water
 Management District:
 Helie, Kingdon
 Torrence, Alfred W., Jr., Esquire
 Tria, Leonard F., Jr.
 West, Margaret A.

Hillsborough River Basin Board of the Southwest Florida Water Management District:

- Baldwin, Martha J.
- Griffin, John P.
- McClelland, William R.

Manasota Basin Board of the Southwest Florida Water Management District:

- Almy, Marion M.
- Hamner, John T.
- Spencer, Robert N.
- Webb, Harvey

Northwest Hillsborough County Basin Board of the Southwest Florida Water Management District:

- English, Michael M.
- Kaplan, Jonathan D., Esquire
- Romano, Barbara B.

Peace River Basin Board of the Southwest Florida Water Management District:

- Barben, Robert H.
- Furland, Nancy N.
- Hackney, William A., Jr.
- Moore-Bailey, Doris
- Wotitzky, Edward L., Esquire

Pinellas-Anclote River Basin Board of the Southwest Florida Water Management District:

- Baynard, Patsy Y.
- Updegraff, Ramona M.
- Welch, David T., Ed.D.

Withlacoochee River Basin Board of the Southwest Florida Water Management District:

- Griffin, James F., Jr.
- Popejoy, Raymond F.
- Vogel, John T.

Governing Board of the Suwannee River Water Management District:
Wershow, Jonathan F., Esquire

Please return all evidence of these appointments.

With kind regards, I am

Sincerely,
Jeb Bush

[The Gubernatorial Appointments listed above were returned to the office of the Governor by the Secretary of the Senate on January 12, 1999.]

The Honorable Toni Jennings February 3, 1999
President, The Florida Senate

Dear President Jennings:

Please be advised that I am today withdrawing the following gubernatorial appointments which are subject to Senate confirmation but have not yet been confirmed:

Florida Real Estate Appraisal Board:
Ketcham, Clay B.

Florida Building Code Administrators and Inspectors Board:
Pass, Margaret Rose

Construction Industry Licensing Board:
Silvers, Michael J.

Florida Housing Finance Corporation:
Bennett, Clark D.

Board of Chiropractic:
Perman, William

Parole Commission:
Dunphy, Frederick B.

Henry, Jimmie Lee

Workforce Development Board:
Stewart, Ken

Board of Pilot Commissioners:
Zapf, John T.

Please return all evidence of these appointments.

Sincerely,
Jeb Bush

[The Gubernatorial Appointments listed above were returned to the office of the Governor by the Secretary of the Senate on February 3, 1999, with the following exceptions:

The appointments of Frederick B. Dunphy and Jimmie Lee Henry to the Parole Commission require withdrawal by the Governor and Cabinet.

The appointment of Ken Stewart to the Workforce Development Board was previously returned on January 12, 1999.

The Senate has not received the appointment of John T. Zapf to the Board of Pilot Commissioners.]

Honorable Toni Jennings
President, The Florida Senate

February 2, 1999

Dear President Jennings:

Please be advised that I am today resubmitting the following gubernatorial appointments which are subject to Senate confirmation but have not yet been confirmed:

Florida Public Service Commission:

- Clark, Susan F.
- Deason, J. Terry

Thank you for your assistance in this matter.

Sincerely,
Jeb Bush

GUBERNATORIAL APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

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

<i>Office and Appointment</i>	<i>For Term Ending</i>
Education Practices Commission	
Appointees: Brummond, Toni F., Tampa	09/30/2002
Davis, James E., Zephyrhills	09/30/2002
Education Standards Commission	
Appointees: Bouzianis, Stephen, Sanford	09/30/2000
Brashear, Judy C., Gainesville	09/30/2001
Coto, Norma E., Orlando	09/30/2001
Edwards, Janis L., Tallahassee	09/30/2000
Farmer, Diane A., Tampa	09/30/2001
George, Anthony, Jr., Stuart	09/30/1999
Hebert, Scott F., Hernando	09/30/2000
Horn, Patricia S., St. Augustine Beach	09/30/2000
Horton, John W., Monticello	09/30/2000
Johnson, Katherine M., Port St. Lucie	09/30/2001
Lafferty, Gerald F., Boca Raton	09/30/2000
Magee, Molly, Stuart	09/30/2000
Pippin, James W., Okeechobee	09/30/2001
Proctor, William Lee, St. Augustine	09/30/2001
Rodriguez-Walling, Matty, Miami	09/30/2001
Interim Secretary of the Department of Lottery	
Appointee: Cobb, Sue M., Coral Gables	Pleasure of Governor

[Referred to the Committee on Gubernatorial Appointments and Confirmations.]

Secretary of Children and Family Services
 Appointee: Kearney, Kathleen A., Plantation Pleasure of Governor

[Referred to the Committees on Children and Families; and Gubernatorial Appointments and Confirmations.]

Secretary of Labor and Employment Security
 Appointee: Hooks, Mary B., West Palm Beach Pleasure of Governor

[Referred to the Committees on Commerce and Economic Opportunities; and Gubernatorial Appointments and Confirmations.]

Secretary of Community Affairs
 Appointee: Seibert, Steven M., Safety Harbor Pleasure of Governor

Executive Director of Department of Veterans' Affairs
 Appointee: Higgins, Robin L., Tallahassee Pleasure of Governor and Cabinet

[Referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Gubernatorial Appointments and Confirmations.]

Secretary of Corrections
 Appointee: Moore, Michael W., Tallahassee Pleasure of Governor

Secretary of Juvenile Justice
 Appointee: Bankhead, William G., Jr., Ponte Vedra Beach Pleasure of Governor

[Referred to the Committees on Criminal Justice; and Gubernatorial Appointments and Confirmations.]

Secretary of Management Services
 Appointee: McGurk, Thomas D., Tallahassee Pleasure of Governor

[Referred to the Committees on Governmental Oversight and Productivity; and Gubernatorial Appointments and Confirmations.]

Secretary of Elderly Affairs
 Appointee: Hernandez, Gema G., Alligator Point Pleasure of Governor

Secretary of Health
 Appointee: Brooks, Robert G., Winter Park Pleasure of Governor

[Referred to the Committees on Health, Aging and Long-Term Care; and Gubernatorial Appointments and Confirmations.]

Secretary of Environmental Protection
 Appointee: Struhs, David B., Tallahassee Pleasure of Governor

[Referred to the Committees on Natural Resources; and Gubernatorial Appointments and Confirmations.]

Secretary of Business and Professional Regulation
 Appointee: Henderson, Cynthia A., Tampa Pleasure of Governor

Florida Public Service Commission
 Appointees: Clark, Susan F., Tallahassee 01/01/2003
 Deason, J. Terry, Bristol 01/01/2003

[Referred to the Committees on Regulated Industries; and Gubernatorial Appointments and Confirmations.]

SUPREME COURT OF FLORIDA

The following certificate was received:

No. 94,890

In Re: CERTIFICATION OF THE NEED FOR ADDITIONAL JUDGES

[February 18, 1999]

HARDING, C. J.

Under the provisions of article V, section 9 of the Florida Constitution, the Supreme Court of Florida is responsible for certifying its findings and recommendations concerning the need for increasing or decreasing the number of judges required to consider cases filed before the respective courts. We appreciate the fiscal ramifications of certifying the need for new judges and have adopted a policy of doing so only when we are certain that such a need exists. To this end, we have analyzed case filings and evaluated the growth in judicial workload over the past several years. Our analysis included consideration of a variety of supplemental data related to workload as well. These data and the requests of the various circuit and district courts have been made available to the Legislature through the Office of the State Courts Administrator.

After carefully reviewing requests for a total of 45 new judges, we hereby certify the need for 1 additional district court of appeal judge, 25 additional circuit judges, and 6 additional county judges, for a total of 32 new judicial positions. We recognize this is an unusually large request for new judgeships. However, the size of this year's certification is largely attributable to the fact that authorizing legislation for 18 additional circuit and 5 additional county judgeships, certified as necessary last year, failed to pass during the 1998 legislative session. A comparison of the requests for new judges filed by the respective courts and the new judges certified as needed for Fiscal Year 1999-00 follows:

District Court	Request	Certified	County	Request	Certified
Fifth	1	1	Okaloosa	1	
			Leon	1	1
			Columbia	1	
			Duval	1	1
			Lake	1	
			Putnam	1	1
			Orange	1	
			Polk	2	2
			Dade	1	
			Sarasota	1	
			Hillsborough	1	1
			Palm Beach	2	
			Broward	2	
			Brevard	1	
Totals	27	25	Totals	17	6

Appellate Courts

The criteria for certification of the need for additional judges in the district courts of appeal are set forth in rule 2.035(b)(2), Florida Rules of Judicial Administration. The last new judgeships for the district courts were authorized in 1993. Since that time the numbers of annual filings in each district court have risen steadily. In 1998 a total of 21,334 cases were filed in the district courts for an increase of 15.5 percent since 1993.

Each of the district courts have employed an array of strategies to address increased workload pressures. They have streamlined internal operating procedures, established central legal research staff to handle selected matters, and assigned senior (retired) judges to hear appeals on a temporary basis. The First and Fourth district courts of appeal utilize appellate mediation to improve case resolution. We have encouraged the district courts to continue to explore and develop alternative and creative means to efficiently and fairly hear the cases brought before them.

Such efforts have enabled the district courts to address increases in judicial workload without the continued addition of new appellate judges. However, several of these courts are approaching the point when additional judgeships will be needed.

In 1997 this Court directed the Judicial Management Council to conduct an in-depth study of workload, jurisdiction and related policy issues for the district courts of appeal. The Council's Committee on Appellate Court Workload and Jurisdiction proposed the adoption of a new appellate court workload standard of 225 dispositions after submission on the merits per judge and an additional appellate court workload standard of 385 case filings per judge. These two standards, whether considered separately or together, represent the levels at which a district court, presumptively, is in need of additional judicial resources. These standards are significantly higher than the current standard of 250 case filings per judge, and reflect the infusion of support staff and other resources over the last decade which have enabled the district courts to keep pace with workload increases.

We certify the need for one additional judgeship for the Fifth District Court of Appeal. In 1998 the statewide average for dispositions after submission on the merits per judge was 209. The Fifth District Court of Appeal ranked first among these courts with a total of 264 dispositions after submission on the merits per judge in 1998. The 1998 statewide average for filings per judge was 349. The Fifth District Court of Appeal ranked first with 393 filings per judge in 1998.

In addition to authorizing and funding an additional judge for the Fifth District Court of Appeal, we strongly urge the Legislature to fund the budget requests of the district courts of appeal for mediation services, central staff attorneys, computer technology, and additional technical staff.

In examining the workload of the intermediate appellate courts we also considered the report of the Committee to Study the Need for Additional District Courts of Appeal, of the Judicial Management Council. The Committee was charged with studying both the need for and location of additional district courts. The Legislature has been provided copies of the Committee's report pursuant to proviso language in the FY 1998-99 General Appropriations Act.

The Committee studied and reported on the past and projected growth in volume and distribution of caseload for the district courts of appeal, as well as their effect on court collegiality. Also considered were population projections, alternative sites for additional courts, a variety of possible realignments of the judicial circuits, and public input on draft recommendations. The Committee concluded that "[w]ithin five years, there will be a need for two additional district courts of appeal. This recommendation is based upon a workload standard of 385 filings per judge and an allocation of ten judges in each court with a maximum of 12 judges in any court," and that "planning should begin now for implementing this recommendation." The creation of two additional districts would require realignment of numerous judicial circuits among the district courts of appeal. The Committee proposed that the seven district courts of appeal be headquartered in Tallahassee, Orlando, Miami, West Palm Beach, Jacksonville, Tampa, and western Broward County.

The Court is appreciative of the extraordinary time and effort the members of the Committee to Study the Need for Additional District Courts of Appeal gave to their assigned task. Their report is thoughtful and well substantiated. It is clear the historical growth in district court caseloads may require us to revisit this concern in the future.

However, there are several reasons the Court is reluctant to recommend the Legislature initiate planning on the Committee's recommended plan for seven district courts at this time. First, while case filings from 1993 through 1998 increased by 25 percent, the rate of growth in district court of appeal caseloads in the past few years has slowed. There were actually 891 fewer total filings in 1998 than in 1997.

A number of other factors outside the Committee's charge need to be addressed as a plan for increasing the number of district courts is developed. This Court is concerned that as new courts are brought on line the number of conflicting rulings will increase. The creation of additional courts will require the development of plans for and reallocation of judges and court staff. Further, the substantial fiscal implications of the Committee's proposals or others the Legislature may consider should be examined carefully.

Again, it is noted that the Committee was not asked to make an assessment of either the fiscal or operational impacts of the various alternatives for increasing or reconfiguring the district courts. These and other pertinent factors should, however, be part of the future dialogue between the judicial and legislative branches on the need for additional courts.

Trial Courts

The criteria for certification of the need for judges in trial courts are set forth in rule 2.035(b)(1), Florida Rules of Judicial Administration. Consistent with previous practice, we have placed the greatest weight on quantitative data reflecting the growth and composition of caseloads in the various circuits and counties. We have determined that the most consistent and reliable measure of workload at the trial court level is total case filings per judge. Courts at or above a threshold of 1,865 filings per judge are presumed to be working beyond capacity, though those data alone are not sufficient to either guarantee or preclude a certification of need. In addition to filings data, other quantitative and qualitative data on factors described in rule 2.035(b)(1)(B), Florida Rules of Judicial Administration, were considered.

It is noted that in response to a report by the Office of Program Policy Analysis and Governmental Accountability in January of 1998, this Court initiated several enhancements to the current certification process. All requests for additional circuit and county court judges were required to be submitted on a standardized judgeship needs application so that data related to the workloads of the respective jurisdictions could be more effectively evaluated and compared. This format enabled the Court to assess more accurately the extent to which the requesting courts were employing best practices in managing their caseloads. For instance, more uniform information was provided on how trial courts were able to utilize senior judges; county court judges on temporary assignment to circuit court; supplemental hearing officers; various types of mediation; and case management policies and personnel. We recognize that some courts do not have the level of resources enjoyed by others.

The application for additional judges also yielded more complete and uniform information on factors which made the mix of cases in the various trial courts more or less demanding of judicial resources. Factors evaluated in this regard included jury trial rates; the extent and type of complex litigation being filed in the jurisdiction; requirements for foreign language translation; geographical constraints on judicial assignments and work; and the ratio of defendants to counts in criminal cases. A summary of the factors considered with regard to each trial court will be provided separately from this opinion by the Office of the State Courts Administrator.

After reviewing all the available data, we find it necessary to certify the need for 25 additional circuit court judges for Fiscal Year 1999-00, as follows: one additional circuit court judge each for the First, Second, Third, Fourth, Seventh, Eighth, Tenth, Eleventh, Twelfth, Fifteenth, Eighteenth, and Twentieth judicial circuits; two additional circuit court judges each for the Fifth, Sixth, Ninth, Thirteenth, and Nineteenth judicial circuits; and three additional circuit court judges for the Seventeenth Judicial Circuit.

The overall workload of Florida's circuit courts continues to grow at a steady rate. From actual 1993 data through forecasted 1999 data, total filings are projected to increase 16 percent. One category of cases that has grown dramatically statewide and has significantly impacted judicial workloads is domestic violence. Filings in this category have grown from 44,932 in 1992 to a projected 74,906 for 1999, or approximately 67 percent. Many of the trial courts have created specialized divisions to handle these cases, which often limits the availability of judges assigned to those divisions to hear other matters.

Not only are circuit court filings increasing, but also the collective perception of the trial court bench is that many categories of cases being filed are more labor intensive than in previous years. Changes in the statutes, case law, and court procedure in recent years have necessitated more hearings for various types of cases, mandated priority handling for certain matters, and required judges to render written findings of fact and conclusions of law more frequently. Often these changes cannot be measured in terms of a need for full-time judicial positions in a particular jurisdiction, but instead serve to gradually increase workload across the board.

We also recognize the obligation of the Judicial Branch to join with the Executive and Legislative Branches to give priority to our State's most precious resource--our children. Two recent laws enacted by the Legislature are expected to have substantial impacts on judicial workload statewide. Chapter 98-403, Laws of Florida, made significant changes in Florida's child welfare system, with regard to children who are dependent on the state for protection. Prior to the effective date of the new law

the courts were required to conduct judicial review hearings every six months, but only in cases where the children were placed in foster care. These foster care cases comprised less than 40 percent of the total dependency caseload. As of October 1, 1998, the courts are now mandated to conduct judicial review hearings every six months on all dependency cases. Mandatory pretrial status conferences are now required in every case involving termination of parental rights. Not only have more hearings been added, the length of such hearings is often greater because the new statutory provisions expanded the information which the court must consider at each hearing. Courts are now required to make lengthy written findings of fact for each hearing that they conduct as well.

Additionally, Chapter 98-64, Laws of Florida, referred to as the "Jimmy Ryce Act," is expected to result in a substantial increase in judicial workload. We considered a range of estimates from several legislative and executive branch sources on the number of civil petitions that may be filed on adults and juveniles under this law, and the resulting trials. The anticipated growth in the total number of civil trials in the circuit courts is expected to range from 8 to 13 percent, depending on which data are considered. This could translate into the need for several additional judgeships on a statewide basis, though few, if any, circuits are expected to require a full-time equivalent judge for this purpose alone. To some extent, this workload may be cumulative since persons who are subject to involuntary civil commitment under the Act, as the result of a unanimous jury verdict, are eligible to seek review of their cases on an annual basis. Further, where a jury fails to reach a unanimous verdict, under certain circumstances the case may be retried.

We gave careful consideration to all of the foregoing factors in establishing the necessity for additional judgeships not only for trial courts at or above the threshold, but also for trial courts that are somewhat below the standard as well. Ten of the courts for which we are currently certifying a need for an additional circuit court judge or judges are forecast to exceed the 1,865 filings per judge threshold in 1999, including the Second, Third, Fifth, Sixth, Ninth, Tenth, Twelfth, Eighteenth, Nineteenth and Twentieth judicial circuits. We also certify the need for one additional circuit court judge each to the First, Fourth, Seventh and Eighth judicial circuits, which are expected to have 1999 workloads marginally below the threshold. Other circuits whose projected filings per judge were below the threshold, but for which we found justification to certify the need for additional judgeships included the Eleventh (one judge), Thirteenth (two judges), Fifteenth (one judge), and Seventeenth (three judges) judicial circuits.

While we recognize that all of the circuits are faced with mounting workload pressures, we continue to limit the number of new judgeships certified by supplementing the available judicial resources with senior (retired) judges. We also encourage the circuits to maximize the use of county court judges on temporary assignment to the circuit bench where appropriate. In addition to the effective and cost efficient use of senior (retired) judges and county judges on temporary assignment, trial courts have employed an array of resources and case management strategies including: differentiated case management to consolidate and expedite certain types of cases; the use of general or special masters and child support enforcement hearing officers; court-ordered mediation or arbitration of family, civil, and selected juvenile matters; and the assignment of trial court law clerks to assist with case reviews, improved case management practices, and legal research. This Court encourages the continued use of these alternatives.

Caseloads in Florida's county courts continue to increase at a steady rate as well. County court case filings increased 5.1 percent from 1993 to 1997. This increase is attributable to growth in both criminal and civil case filings, and was considered in evaluating the need for additional county court judges. We relied principally on case filings data that were adjusted to include only criminal, civil, and driving under the influence and other criminal traffic cases. As in the past, worthless check cases and civil traffic infractions were not included in the threshold. This is due to the volume of such cases, their limited requirements for judicial attention per case, diversion of large numbers of worthless check cases in selected jurisdictions, and variability in numbers of such cases reported from county to county.

County courts with caseload forecasts at or exceeding 6,114 filings per judge are presumed to be operating at or above capacity. All of the counties for which we certify the need for an additional county court judge are projected to exceed the 6,114 threshold in 1999. We certify the need for six new county court judgeships for Fiscal Year 1999-00: one

each for Leon, Duval, Hillsborough, and Putnam counties, and two for Polk County.

The decision not to certify the need for an additional county court judge in several counties at or near the threshold was difficult. Such county courts are realizing growing workload pressures and may require relief during the upcoming year. We are committed to providing necessary senior (retired) judge days and working with the respective chief judges on other measures to provide relief in those county courts.

Many of the county courts, particularly in the urban jurisdictions, have used available state and local funding for civil traffic infraction hearing officers. Preliminary data from these courts indicate that such hearing officers preside over between 20 percent and 95 percent of civil infractions, depending on the county. Hearing officers have thus provided much needed relief in such courts and, to some extent, obviated the need for additional county court judges. We are grateful to the Legislature for providing matching funds for hearing officers and find the hearing officers a necessary adjunct to the county court judiciary.

Proviso language in the FY 1998 General Appropriations Act directed this Court to undertake development of Delphi-based case weights and measures of optimum caseload, to be used in the process of certifying the need for additional judges in the future. The State Courts System has contracted with the National Center for State Courts in that regard. The timetable for this effort provides for completion of the case weights and standards for optimum caseload for use in next year's judicial certification process, contingent upon additional funds being appropriated by the Legislature.

This Court is of the opinion that the serial addition of circuit and county court judges will not in and of itself ensure the increased efficiency and performance of the Florida State Courts System that the citizens expect and deserve. We will continue to rely heavily on the allocation of alternative resources as stated in our Fiscal Year 1999-00 Legislative Budget Request for additional senior (retired) judge days, law clerks, automation and other technology, and specialized case management programs and personnel.

Nevertheless, full funding of the requests certified in this opinion is absolutely essential if Florida's courts are to meet the workload challenges documented herein and fulfill their constitutional mandate to resolve cases in a fair, impartial, and timely manner. Therefore, this Court encourages the Florida Legislature to authorize the judgeships certified herein, effective not later than October 1, 1999.

It is so ordered.

SHAW, WELLS, ANSTEAD, PARIENTE, LEWIS and QUINCE, JJ., concur.

Original Proceeding - Certification of Need for Additional Judges

COMMITTEES OF THE SENATE

(With Revisions)

Agriculture and Consumer Services

Senator Thomas, Chairman; Senator Dyer, Vice Chairman; Senators Childers, Grant, McKay and Meek

Banking and Insurance

Senator Scott, Chairman; Senator Holzendorf, Vice Chairman; Senators Brown-Waite, Campbell, Casas, Childers, Geller, Gutman, Rossin, Sebesta and Thomas

Budget

Senator Burt, Chairman; Senators Bronson, Campbell, Childers, Clary, Dawson-White, Diaz-Balart, Dyer, Hargrett, Holzendorf, Jones, Kirkpatrick, Kurth, Latvala, Laurent, Meek, Mitchell, Myers, Saunders, Scott, Silver, Sullivan and Webster

Subcommittee on Education: Senator Sullivan, Chairman; Senators Clary, Diaz-Balart, Dyer and Holzendorf

Subcommittee on General Government: Senator Childers, Chairman; Senators Jones, Kirkpatrick and Latvala

Subcommittee on Health and Human Services: Senator Silver, Chairman; Senators Kurth, Mitchell, Myers and Saunders

Subcommittee on Public Safety and Judiciary: Senator Laurent, Chairman; Senators Bronson, Campbell and Meek

Subcommittee on Transportation and Economic Development: Senator Hargrett, Chairman; Senators Dawson-White, Scott and Webster

Children and Families

Senator Diaz-Balart, Chairman; Senator Jones, Vice Chairman; Senators Clary, Cowin, Forman, McKay and Mitchell

Commerce and Economic Opportunities

Senator Kirkpatrick, Chairman; Senator Klein, Vice Chairman; Senators Dawson-White, Grant, Gutman, Holzendorf, McKay, Scott and Thomas

Comprehensive Planning, Local and Military Affairs

Senator Carlton, Chairman; Senator Kurth, Vice Chairman; Senators Clary, Forman, Geller, Lee, Mitchell and Myers

Criminal Justice

Senator Brown-Waite, Chairman; Senator Campbell, Vice Chairman; Senators Bronson, Burt, Horne, Meek and Silver

Education

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Ethics and Elections

Senator Saunders, Chairman; Senator Rossin, Vice Chairman; Senators Carlton, Hargrett, Kirkpatrick, Meek and Sebesta

Fiscal Policy

Senator Casas, Chairman; Senator Brown-Waite, Vice Chairman; Senators Cowin, Klein, Lee, Rossin and Thomas

Fiscal Resource

Senator Horne, Chairman; Senator Gutman, Vice Chairman; Senators Carlton, Forman, Geller, Grant, McKay and Sebesta

Governmental Oversight and Productivity

Senator Webster, Chairman; Senator Silver, Vice Chairman; Senators Brown-Waite, Cowin, Diaz-Balart, Horne and Rossin

Gubernatorial Appointments and Confirmations

Senator Myers, Chairman; Senators Casas, Dyer, Hargrett, Latvala and McKay

Health, Aging and Long-Term Care

Senator Clary, Chairman; Senator Bronson, Vice Chairman; Senators Dawson-White, Forman, Klein, Latvala, Myers and Saunders

Judiciary

Senator Grant, Chairman; Senator Laurent, Vice Chairman; Senators Burt, Campbell, Gutman, Scott, Silver and Webster

Natural Resources

Senator Bronson, Chairman; Senator Forman, Vice Chairman; Senators Carlton, Diaz-Balart, Hargrett, Latvala, Laurent and Saunders

Regulated Industries

Senator Lee, Chairman; Senator Latvala, Vice Chairman; Senators Casas, Childers, Dawson-White, Dyer, Geller, Holzendorf and Sullivan

Rules and Calendar

Senator McKay, Chairman; Senator Myers, Vice Chairman; Senators Brown-Waite, Burt, Casas, Cowin, Dyer, Holzendorf, Jones, Klein, Latvala, Rossin, Scott, Sullivan and Thomas

Transportation

Senator Casas, Chairman; Senator Sebesta, Vice Chairman; Senators Hargrett, Jones, Kurth, Laurent, Lee, Mitchell and Sullivan

SELECT COMMITTEES

Select Committee on Apportionment and Redistricting

Senator Latvala, Chairman; Senators Clary, Dawson-White, Geller, Horne, Laurent, Lee, Meek, Mitchell and Scott

SENATE STEERING COMMITTEE

Steering Committee on Fiscal Issues

Chairman: President Pro Tempore, Senator Myers; Chairman, Committee on Fiscal Policy, Senator Casas; Chairman, Committee on Fiscal Resource, Senator Horne; Chairman, Committee on Budget, Senator Burt; Chairman, Budget Subcommittee on General Government, Senator Childers; Chairman, Budget Subcommittee on Transportation and Economic Development, Senator Hargrett; Chairman, Budget Subcommittee on Education, Senator Sullivan; Chairman, Budget Subcommittee on Health and Human Services, Senator Silver; Chairman, Budget Subcommittee on Public Safety and Judiciary, Senator Laurent; Vice Chairman, Committee on Fiscal Policy, Senator Brown-Waite; Vice Chairman, Committee on Fiscal Resource, Senator Gutman; Majority Leader, Senator Latvala; and Democratic Leader, Senator Dyer

JOINT COMMITTEES

Joint Administrative Procedures Committee

Senator Campbell, Chairman; Senators Brown-Waite and Carlton

Joint Legislative Auditing Committee

Senator Rossin, Chairman; Senators Cowin, Grant, Gutman and Silver

Joint Legislative Committee on Everglades Oversight

Senator Forman, Chairman; Senators Bronson and Saunders

Credentials Committee Appointed

Pursuant to Rule 1.24, President Jennings appointed a Credentials Committee to consider the question of the election contest in Senate District 34. The committee will hold hearings, as necessary, and report its findings and recommendations to the President. The following senators were appointed: Senator Myers, Chairman; Senators Klein, Laurent, Lee and Thomas.

RECESS

On motion by Senator McKay, the Senate recessed at 3:56 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 9:00 a.m., Thursday, March 4.

SENATE PAGES

March 1-5

Jacqueline Jean "J.J." Betz, Ft. Lauderdale; Diana Campbell, Pace; Christopher Frank Cannon, Tallahassee; Kathryn A. Faircloth, Tallahassee; C. A. "Lance" Gridley, Tallahassee; Robert Hedges, Ormond Beach; Adriel Adon Hilton, Miami; John A. Macdonell, Clermont; Lauren Madera, Ft. Lauderdale; Rotaya Mikell, Tallahassee; Kelli Renée Morris, Tallahassee; Brittany Odom, Tallahassee; Pamela Lynne Perry, Tallahassee; Sarah Stratton, Tallahassee; Melissa E. Tomaszewski, Tallahassee; Precious Williams, Tallahassee