



Journal of the Senate

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CALL TO ORDER

The Senate was called to order by President Jennings at 10:00 a.m. A quorum present—40:

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

PRAYER

The following prayer was offered by Rev. Fran Buhler, Associate Pastor, First Baptist Church, Tallahassee:

God, of all who turn to you and all who seek to follow after you, we bow at the top of this day's agenda because we believe with one accord that you are providentially present in this lawmaking chamber just as much as in any house of worship. We claim in this moment of prayer the opportunity we have to tune our hearts and minds to your presence and are grateful for the life you give us; thankful for the opportunity to serve the people of Florida, asking your special guidance in the deliberations and the tough decisions we shall undertake here today.

As a Florida citizen, I thank you for men and women who give the arena of public service as a part of your call and your special purpose for their lives. But on this day, the day after the largest bombing mission in Europe since World War II, we stand here not as Senators and staff and spectators and citizens, not even as Floridians. We stand here as fellow Americans and we pray in these moments for the innocent people of Kosovo. We pray for the dedicated service men and women of the United States and the NATO Alliance. We pray for all those who stand in the chain of command and bear the burden of such heavy decision making. We even pray for the one that is considered our enemy, the one who appears by his actions and inactions to have precipitated this crisis. We pray that, in some measure, his heart will be softened, that all the parties affected will be brought to a table of peace to discuss an effective resolution of this crisis.

We pray especially for the budget deliberations here in this chamber today. We realize these are people deliberations that affect people throughout our state, and so we invoke your blessing, your guidance upon these proceedings. We pray in the name of the God of all space and time who's just as concerned about these deliberations as any other. Amen.

PLEDGE

Senate Pages Carolyn Robinson of Winter Park and Ben Todd of Tallahassee, led the Senate in the pledge of allegiance to the flag of the United States of America.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator McKay, by two-thirds vote **SB 1934** was withdrawn from the Committee on Commerce and Economic Opportunities; **SB 1782** was withdrawn from the Committee on Fiscal Resource; and **SB 1438** was withdrawn from the Committees on Comprehensive Planning, Local and Military Affairs; Commerce and Economic Opportunities; and Fiscal Policy; and referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

On motion by Senator Forman, by two-thirds vote **SB 2088** and **SB 2090** were withdrawn from the committees of reference and further consideration.

On motion by Senator Kurth, by two-thirds vote **SB 274** was withdrawn from the committees of reference and further consideration.

On motion by Senator Meek, by two-thirds vote **SB 1678** was withdrawn from the committees of reference and further consideration.

MOTIONS

On motion by Senator McKay, a deadline of 5:00 p.m. Monday, March 29, was set for filing amendments to Bills on Third Reading to be considered Tuesday, March 30.

By direction of the President, the rules were waived and the Senate proceeded to—

SPECIAL ORDER CALENDAR

SB 2500—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 1999, and ending June 30, 2000, to pay salaries, and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of State government; providing an effective date.

—was read the second time by title.

Senator Childers moved the following amendment which was adopted:

Amendment 1—

In Section: 05 On Page: 225 Specific Appropriation: 1062
Delete Insert

AGRICULTURE AND CONSUMER SERVICES,
DEPARTMENT OF, AND COMMISSIONER OF
AGRICULTURE
Agricultural Economic Development

In Section 05 On Page 225
1062 Special Categories
Citrus Canker Eradication

From Contracts And Grants Trust Fund	22,200,000	8,200,000
From Plant Industry Trust Fund	14,000,000	0

DELETE the last sentence of the proviso immediately following Specific Appropriation 1062:

In addition, \$14 million from the Plant Industry Trust Fund in Specific Appropriation 1062 is contingent upon transfer of funds from the Citrus Advertising Trust Fund in the Department of Citrus, if such transfer is authorized by implementing legislation.

CITRUS, DEPARTMENT OF

1653A	In Section 06 On Page 318 Special Categories Transfer To Department Of Agriculture And Consumer Service - Citrus Canker			
	From Citrus Advertising Trust Fund	14,000,000	0	

Senator Cowin offered the following amendment which was moved by Senator Childers and adopted:

Amendment 2—

In Section: 05 On Page: 250 Specific Appropriation: 1186G Delete Insert

ENVIRONMENTAL PROTECTION, DEPARTMENT OF
Administrative And Technical Services,
Division Of

1186G	In Section 05 On Page 250 Grants And Aids To Local Governments And Nonprofit Organizations - Fixed Capital Outlay National Training Center			
	From Land Acquisition Trust Fund		250,000	

Senator Laurent offered the following amendment which was moved by Senator Childers and adopted:

Amendment 3—

In Section: 05 On Page: 251 Specific Appropriation: 1189 Delete Insert

ENVIRONMENTAL PROTECTION, DEPARTMENT OF
State Lands, Division Of

1189	In Section 05 On Page 251 Aid To Local Governments Aquatic Plant Control Matching Grants			
	From Aquatic Plant Control Trust Fund	12,127,376	15,127,376	

In the First line of proviso immediately following Specific Appropriation 1189, DELETE: \$8 and INSERT: \$11

Senator Thomas offered the following amendments which were moved by Senator Childers and adopted:

Amendment 4—

In Section: 05 On Page: 259 Specific Appropriation: 1243 Delete Insert

ENVIRONMENTAL PROTECTION, DEPARTMENT OF
Water Facilities, Division Of

1243	In Section 05 On Page 259 Grants And Aids To Local Governments And Nonprofit Organizations - Fixed Capital Outlay Small County Wastewater Treatment Grants			
	From General Revenue Fund	15,750,000	16,100,000	

In proviso following Specific Appropriation 1243, at the end of the list of grants, INSERT new item:

Wakulla County Sewer Extension.....350,000

Amendment 5—

In Section: 05 On Page: 259 Specific Appropriation: 1243 Delete Insert

ENVIRONMENTAL PROTECTION, DEPARTMENT OF
Water Facilities, Division Of

1243	In Section 05 On Page 259 Grants And Aids To Local Governments And Nonprofit Organizations - Fixed Capital Outlay Small County Wastewater Treatment Grants			
	From General Revenue Fund	15,750,000	16,100,000	

In proviso following Specific Appropriation 1243, at the end of the list of grants, INSERT new item:

Midway Wastewater System.....350,000

Amendment 6—

In Section: 05 On Page: 259 Specific Appropriation: 1243 Delete Insert

ENVIRONMENTAL PROTECTION, DEPARTMENT OF
Water Facilities, Division Of

1243	In Section 05 On Page 259 Grants And Aids To Local Governments And Nonprofit Organizations - Fixed Capital Outlay Small County Wastewater Treatment Grants			
	From General Revenue Fund	15,750,000	16,050,000	

In proviso following Specific Appropriation 1243, at the end of the list of grants, INSERT new item:

Carrabelle Wastewater System.....300,000

Amendment 7—

In Section: 05 On Page: 259 Specific Appropriation: 1243 Delete Insert

ENVIRONMENTAL PROTECTION, DEPARTMENT OF
Water Facilities, Division Of

1243	In Section 05 On Page 259 Grants And Aids To Local Governments And Nonprofit Organizations - Fixed Capital Outlay Small County Wastewater Treatment Grants			
	From General Revenue Fund	15,750,000	15,800,000	

In proviso following Specific Appropriation 1243, at the end of the list of grants, INSERT new item:

Monticello Water and Sewer System.....50,000

Amendment 8—

In Section: 05 On Page: 259 Specific Appropriation: 1243 Delete Insert

ENVIRONMENTAL PROTECTION, DEPARTMENT OF
Water Facilities, Division Of

1243	In Section 05 On Page 259 Grants And Aids To Local Governments And Nonprofit Organizations - Fixed Capital Outlay Small County Wastewater Treatment Grants			
------	--	--	--	--

From General Revenue Fund 15,750,000 16,100,000

In proviso following Specific Appropriation 1243, at the end of the list of grants, INSERT new item:

Greensboro Water System350,000

Senators Cowin, Kirkpatrick, King and Mitchell offered the following amendment which was moved by Senator Childers and adopted:

Amendment 9—

In Section: 05 On Page: 259 Specific Appropriation: 1243 Delete Insert

ENVIRONMENTAL PROTECTION, DEPARTMENT OF Water Facilities, Division Of

1243 In Section 05 On Page 259 Grants And Aids To Local Governments And Nonprofit Organizations - Fixed Capital Outlay Small County Wastewater Treatment Grants

From General Revenue Fund 15,750,000 16,250,000

Following Specific Appropriation 1243 at the end of the list of grants, INSERT new item:

Ocala Sewer Restoration Project.....\$500,000

Senator Thomas offered the following amendment which was moved by Senator Childers and adopted:

Amendment 10—

In Section: 05 On Page: 265 Specific Appropriation: 1283B Delete Insert

ENVIRONMENTAL PROTECTION, DEPARTMENT OF Recreation And Parks, Division Of

1283B In Section 05 On Page 265 Lump Sum Performance Based Program Budgeting - Recreation And Parks

From State Park Trust Fund 13,877,466 13,977,466

Immediately following Specific Appropriation 1283B, INSERT:

From funds in Specific Appropriation 1283B, \$100,000 from the State Park Trust Fund is for the Chattahoochee Trace Advertising Consortium (with Alabama and Georgia).

Senators Kirkpatrick and Laurent offered the following amendment which was moved by Senator Childers and adopted:

Amendment 11—

In Section: 05 On Page: 284 Specific Appropriation: 1403-F Delete Insert

FISH AND WILDLIFE CONSERVATION COMMISSION Marine Resources, Division Of

1403-F In Section 05 On Page 284 Lump Sum Florida Sturgeon Program

Positions 0 1 From General Revenue Fund 500,000

Senator Forman offered the following amendment which was moved by Senator Childers and adopted:

Amendment 12—

In Section: 05 On Page: 284 Specific Appropriation: 1403E Delete Insert

FISH AND WILDLIFE CONSERVATION COMMISSION Marine Resources, Division Of

1403E In Section 05 On Page 284 Lump Sum Florida Marine Research Institute

Immediately following Specific Appropriation 1403E, INSERT:

From Specific Appropriation 1403E, \$325,000 from the Marine Resource Conservation Trust Fund is provided to implement the Commission's Marine Turtle Research and Management Program.

Senator Thomas offered the following amendments which were moved by Senator Childers and adopted:

Amendment 13—

In Section: 06 On Page: 369 Specific Appropriation: 1905A Delete Insert

MANAGEMENT SERVICES, DEPARTMENT OF Facilities Program

1905A In Section 06 On Page 369 Lump Sum Facilities Program

From General Revenue Fund 772,833 817,833

Immediately following Specific Appropriation 1905A, INSERT:

From the General Revenue Funds in Specific Appropriation 1905A, \$45,000 is provided to fund a life cycle study to determine the feasibility of purchasing the Tallahassee building currently housing the Turnpike Authority.

Amendment 14—

In Section: 06 On Page: 379 Specific Appropriation: 1963 Delete Insert

MANAGEMENT SERVICES, DEPARTMENT OF Commission On Human Relations

1963 In Section 06 On Page 379 Salaries And Benefits

Positions 60 72 From General Revenue Fund 1,992,358 2,440,226

1965 Expenses From General Revenue Fund 468,759 537,647

1966 Operating Capital Outlay From General Revenue Fund 77,520 97,520

Senator Mitchell offered the following amendment which was moved by Senator Hargrett and adopted:

Amendment 15—

In Section: 20 On Page: 412 Specific Appropriation: Delete Insert

In Section 20 On Page 412

Immediately following Section 20, INSERT:

Section 21. The undisbursed funds from Specific Appropriation 1916C of Chapter 94-357, Laws of Florida, may be used for the purchase of land at the Florida Highway Patrol Station in Cross City, Dixie County.

Senator Sullivan offered the following amendment which was moved by Senator Hargrett and adopted:

Amendment 16—

In Section: 05 On Page: 241 Specific Appropriation: 1143A
Delete Insert
COMMUNITY AFFAIRS, DEPARTMENT OF
Housing And Community Development,
Division Of

1143A In Section 05 On Page 241
Special Categories
Community Development And Revitalization

At the end of existing proviso language, following
Specific Appropriation 1143A, INSERT:

Communities/Local Governments that receive funding from Specific
Appropriation 1143A shall be subject to the provisions of the Local
Government Comprehensive Planning and Land Development Reg-
ulation Act as set forth in s. 163.3161, Florida Statutes.

Senator Kurth offered the following amendment which was moved by
Senator Hargrett and adopted:

Amendment 17—

In Section: 05 On Page: 241 Specific Appropriation: 1143A
Delete Insert
COMMUNITY AFFAIRS, DEPARTMENT OF
Housing And Community Development,
Division Of

1143A In Section 05 On Page 241
Special Categories
Community Development And Revitalization

From General Revenue Fund 9,135,000 9,635,000

After Specific Appropriation 1143A, INSERT at the end
of proviso:

Gifford Youth Activities Center\$500,000

Senator Brown-Waite offered the following amendment which was
moved by Senator Hargrett and adopted:

Amendment 18—

In Section: 05 On Page: 242 Specific Appropriation: 1144-B
Delete Insert
COMMUNITY AFFAIRS, DEPARTMENT OF
Housing And Community Development,
Division Of

1144-B In Section 05 On Page 242
Special Categories
Hidden Lakes Hazard Mitigation

From Grants And Donations Trust 225,000
Fund

Immediately following Specific Appropriation 1144-B,
INSERT:

Funds provided in Specific Appropriation 1144-B reflect the trans-
fer of \$225,000 from the Florida Hurricane Catastrophe Fund.

Senators McKay and Hargrett offered the following amendment which
was moved by Senator Hargrett and adopted:

Amendment 19—

In Section: 05 On Page: 242 Specific Appropriation: 1144-B
Delete Insert
COMMUNITY AFFAIRS, DEPARTMENT OF
Housing And Community Development,
Division Of

In Section 05 On Page 242
1144-B Special Categories
Wares Creek Flood Control

From Grants And Donations Trust 500,000
Fund

Immediately following Specific Appropriation 1144-B,
INSERT:

Funds provided in Specific Appropriation 1144-B reflect the trans-
fer of \$500,000 from the Florida Hurricane Catastrophe Fund.

Senator Jones offered the following amendment which was moved by
Senator Hargrett and adopted:

Amendment 20—

In Section: 05 On Page: 242 Specific Appropriation: 1144-B
Delete Insert
COMMUNITY AFFAIRS, DEPARTMENT OF
Housing And Community Development,
Division Of

1144-B In Section 05 On Page 242
Special Categories
Monroe County Stormwater Management
Master Plan

From Grants And Donations Trust 400,000
Fund

Immediately following Specific Appropriation 1144-B,
INSERT:

Funds provided in Specific Appropriation 1144B reflect the transfer
of \$400,000 from the Florida Hurricane Catastrophe Fund.

Senator Gutman offered the following amendments which were moved
by Senator Hargrett and adopted:

Amendment 21—

In Section: 05 On Page: 242 Specific Appropriation: 1144-C
Delete Insert
COMMUNITY AFFAIRS, DEPARTMENT OF
Housing And Community Development,
Division Of

1144-C In Section 05 On Page 242
Special Categories
South Miami Stormwater Improvements

From Grants And Donations Trust 50,000
Fund

Immediately following Specific Appropriation 1144-C,
INSERT:

Funds provided in Specific Appropriation 1144C reflect the transfer
of \$50,000 from the Florida Hurricane Catastrophe Fund.

Amendment 22—

In Section: 05 On Page: 242 Specific Appropriation: 1144D
Delete Insert
COMMUNITY AFFAIRS, DEPARTMENT OF
Housing And Community Development,
Division Of

1144D In Section 05 On Page 242
Special Categories
West Miami Stormwater Improvements

From Grants And Donations Trust Fund 50,000

In the list of items immediately following Specific Appropriation 1516, DELETE:

Immediately following Specific Appropriation 1144D, INSERT:

Transit Greenways.....\$900,000

And insert:

Transit Greenways.....\$3,750,000

Funds provided in Specific Appropriation 1144D reflect the transfer of \$50,000 from the Florida Hurricane Catastrophe Fund.

Senators Geller and Hargrett offered the following amendment which was moved by Senator Hargrett and adopted:

Senator Hargrett moved the following amendment which was adopted:

Amendment 23—

Amendment 26—

In Section: 05 On Page: 288 Specific Appropriation: 1427 Delete Insert
TRANSPORTATION, DEPARTMENT OF Finance And Administration

In Section: 05 On Page: 298 Specific Appropriation: 1516 Delete Insert
TRANSPORTATION, DEPARTMENT OF District Operations

1427 In Section 05 On Page 288 Fixed Capital Outlay Grants And Aids - Transportation Expressway Authorities

1516 In Section 05 On Page 298 Fixed Capital Outlay Intermodal/Rail Development/Grants

Immediately following Specific Appropriation 1427, INSERT:

At the end of existing proviso language, following Specific Appropriation 1516, INSERT:

Hollywood Boulevard Intermodal Transportation Facility Study\$1,000,000

Of the funds in Specific Appropriation 1427, up to \$6,000,000 shall be advanced to the Tampa-Hillsborough County Expressway Authority for funding the design of and the advanced right-of-way acquisition for the project(s) authorized under s. 348.565, in accordance with the provisions of s. 338.251.

Senator Scott offered the following amendment which was moved by Senator Hargrett and adopted:

Senator Jones offered the following amendment which was moved by Senator Hargrett and adopted:

Amendment 24—

Amendment 27—

In Section: 05 On Page: 297 Specific Appropriation: 1515A Delete Insert
TRANSPORTATION, DEPARTMENT OF District Operations

In Section: 05 On Page: 298 Specific Appropriation: 1516 Delete Insert
TRANSPORTATION, DEPARTMENT OF District Operations

1515A In Section 05 On Page 297 Fixed Capital Outlay Seaports Access Program

1516 In Section 05 On Page 298 Fixed Capital Outlay Intermodal/Rail Development/Grants

From State Transportation (Primary) Trust Fund 20,000,000 15,000,000

At the end of the last existing paragraph following Specific Appropriation 1516, continue with the following:

The department shall contract with the South Florida Regional Planning Council to conduct the cost analysis.

1516 In Section 05 On Page 298 Fixed Capital Outlay Intermodal/Rail Development/Grants

From State Transportation (Primary) Trust Fund 154,344,008 159,344,008

Senator Cowin offered the following amendment which was moved by Senator Hargrett:

Amendment 28—

At the end of the list of projects following Specific Appropriation 1516, INSERT:
Miami Intermodal Center Right-of-Way Purchase \$5,000,000

In Section: 05 On Page: 298 Specific Appropriation: 1516 Delete Insert
TRANSPORTATION, DEPARTMENT OF District Operations

1516 In Section 05 On Page 298 Fixed Capital Outlay Intermodal/Rail Development/Grants

At the end of the list of projects immediately following Specific Appropriation 1516, INSERT:

Intermodal Roadway Improvement Project...500,000

Senator Hargrett moved the following amendment which was adopted:

Senator Cowin offered the following substitute amendment which was moved by Senator Hargrett and adopted:

Amendment 25—

Substitute Amendment 28—

In Section: 05 On Page: 298 Specific Appropriation: 1516 Delete Insert
TRANSPORTATION, DEPARTMENT OF District Operations

In Section: 05 On Page: 242 Specific Appropriation: 1144-B Delete Insert

1516 In Section 05 On Page 298 Fixed Capital Outlay Intermodal/Rail Development/Grants

COMMUNITY AFFAIRS, DEPARTMENT OF Housing And Community Development, Division Of

1144-B In Section 05 On Page 242
 Special Categories
 Intermodal Roadway Improvement Project

From Grants And Donations Trust Fund 500,000

Immediately following Specific Appropriation 1144-B
 INSERT:
Funds provided in Specific Appropriation 1144-B reflect the transfer of \$500,000 from the Florida Hurricane Catastrophe Fund.

Senator Kirkpatrick offered the following amendment which was moved by Senator Hargrett and adopted:

Amendment 29—

In Section: 06 On Page: 322 Specific Appropriation: 1670A
 Delete Insert

GOVERNOR, EXECUTIVE OFFICE OF THE
 Office Of Tourism, Trade And Economic
 Development

1670A In Section 06 On Page 322
 Lump Sum
 Wages Special Employment Projects

Immediately following Specific Appropriation 1670A,
 INSERT:

Funds are provided in Specific Appropriation 1670A for the following projects:

About Face.....\$1,700,000
 Forward March.....\$1,800,000

Funds in Specific Appropriation 1670A for the About Face Program and the Forward March Program shall not be released until the State WAGES Board has established a protocol and baseline estimates in order to evaluate and determine the effectiveness of the programs. By January 1, 2000, the State WAGES Board shall provide a preliminary evaluation report of the About Face and Forward March Programs to the President of the Senate, the Speaker of the House and the Governor.

Senators Scott and Hargrett offered the following amendment which was moved by Senator Hargrett and adopted:

Amendment 30—

In Section: 06 On Page: 322 Specific Appropriation: 1670C
 Delete Insert

GOVERNOR, EXECUTIVE OFFICE OF THE
 Office Of Tourism, Trade And Economic
 Development

1670C In Section 06 On Page 322
 Lump Sum
 Office Of Tourism, Trade And Economic
 Development (OTTED) Coordinated Programs

From General Revenue Fund 26,000,000 25,800,000

In proviso immediately following Specific
 Appropriation 1670C, DELETE:

Governor's Gulf States Accord.....50,000
 Free Trade of the Americas.....150,000

1670L In Section 06 On Page 327
 Special Categories
 Grants And Aids - Florida Association of
 Volunteer Agencies for Carribean Action

From Florida International Trade 533,212 0
 And Promotion Trust Fund

Immediately following Specific Appropriation 1670L
 DELETE all proviso including performance measures and
 standards language.

1672A In Section 06 On Page 329
 Special Categories
 Grants And Aids - Enterprise Florida -
 International Trade And Economic
 Development Board

From Florida International Trade 4,540,525 4,290,525
 And Promotion Trust Fund

Immediately following Specific Appropriation 1672A,
 DELETE:

International Representation & Advocacy.....250,000

STATE, DEPARTMENT OF, AND SECRETARY OF
 STATE
 Office Of The Secretary And Division Of
 Administrative Services

2039-A In Section 06 On Page 390
 Lump Sum
 International Programs and Projects

From General Revenue Fund 200,000
 From Grants And Donations Trust Fund 783,212

Immediately following Specific Appropriation 2039-A,
 INSERT:

Funds are provided in Specific Appropriation 2039-A from the General Revenue Fund for the following programs:

Governor's Gulf States Accord.....50,000
 Free Trade of the Americas.....150,000

Funds are provided in Specific Appropriation 2039-A from the Grants and Donations Trust Fund for the following programs:

Florida Association of Volunteer Agencies for
 Carribean Action.....533,212
 International Representation and
 Advocacy.....250,000

Senator Gutman offered the following amendment which was moved by Senator Hargrett and adopted:

Amendment 31—

In Section: 06 On Page: 325 Specific Appropriation: 1670F
 Delete Insert

GOVERNOR, EXECUTIVE OFFICE OF THE
 Office Of Tourism, Trade And Economic
 Development

1670F In Section 06 On Page 325
 Special Categories
 Economic Development Projects

From General Revenue Fund 5,554,674 5,704,674

At the end of the list of projects following Specific
 Appropriation 1670F, INSERT:

Latin Chamber of Commerce (CAMACOL)....150,000

Senator Diaz-Balart offered the following amendment which was moved by Senator Hargrett and adopted:

1671B In Section 06 On Page 327
Special Categories
Grants And Aids - Florida Commission On
Tourism

Amendment 32—

In Section: 06 On Page: 325 Specific Appropriation: 1670F
Delete Insert
GOVERNOR, EXECUTIVE OFFICE OF THE
Office Of Tourism, Trade And Economic
Development

At the end of existing proviso language, following
Specific Appropriation 1671B, INSERT:

From the funds in Specific Appropriation 1671B, the sum of
\$100,000 shall be used for the Discover America International Pow-
Wow '99 to be held in Miami-Dade County.

1670F In Section 06 On Page 325
Special Categories
Economic Development Projects
From General Revenue Fund 5,554,674 5,654,674

Senator Gutman offered the following amendment which was moved
by Senator Hargrett and adopted:

Amendment 36—

In Section: 06 On Page: 332 Specific Appropriation: 1673
Delete Insert
GOVERNOR, EXECUTIVE OFFICE OF THE
Office Of Tourism, Trade And Economic
Development

At the end of existing proviso immediately following
Specific Appropriation 1670F, INSERT:
San Carlos Institute.....100,000

1673 In Section 06 On Page 332
Grants And Aids To Local Governments And
Nonprofit Organizations - Fixed Capital
Outlay
Economic Development Transportation
Projects

Senators Gutman and Dawson-White offered the following amend-
ment which was moved by Senator Hargrett and adopted:

Amendment 33—

In Section: 06 On Page: 325 Specific Appropriation: 1670F
Delete Insert
GOVERNOR, EXECUTIVE OFFICE OF THE
Office Of Tourism, Trade And Economic
Development

At the end of the list of projects funded from the
Economic Development Trust Fund, following Specific
Appropriation 1673, INSERT:

Bridge Repair-South Miami.....\$100,000

1670F In Section 06 On Page 325
Special Categories
Economic Development Projects
From General Revenue Fund 5,554,674 5,604,674

Senators Saunders and Hargrett offered the following amendments
which were moved by Senator Hargrett and adopted:

Amendment 37—

In Section: 06 On Page: 390 Specific Appropriation: 2037
Delete Insert
STATE, DEPARTMENT OF, AND SECRETARY OF
STATE
Office Of The Secretary And Division Of
Administrative Services

At the end of existing proviso language, following
Specific Appropriation 1670F, INSERT:
Perrine Cutler Ridge Council, Inc.....\$50,000

2037 In Section 06 On Page 390
Salaries And Benefits
Positions 72 75
From General Revenue Fund 3,087,050 3,267,532

Senator Hargrett moved the following amendment which was
adopted:

Amendment 34—

In Section: 06 On Page: 326 Specific Appropriation: 1670K
Delete Insert
GOVERNOR, EXECUTIVE OFFICE OF THE
Office Of Tourism, Trade And Economic
Development

2038 Expenses
From General Revenue Fund 340,123 384,324

1670K In Section 06 On Page 326
Special Categories
Grants And Aids - Enterprise Florida
Program

2039 Operating Capital Outlay
From General Revenue Fund 9,906

Immediately following Specific Appropriation 1670K,
INSERT:
From the funds in Specific Appropriation 1670K, \$862,448 in Gen-
eral Revenue and \$414,805 in the Grants and Donations Trust Fund
shall be for the operations of the Workforce Development Board.

Immediately following Specific Appropriation 2039,
INSERT:

From the funds in Specific Appropriations 2037, 2038 and 2039, 3
positions and \$180,482, \$44,201 and \$9,906 respectively, are pro-
vided from the General Revenue Fund for the International Affairs
Office.

Senator Diaz-Balart offered the following amendment which was
moved by Senator Hargrett and adopted:

Amendment 35—

In Section: 06 On Page: 327 Specific Appropriation: 1671B
Delete Insert
GOVERNOR, EXECUTIVE OFFICE OF THE
Office Of Tourism, Trade And Economic
Development

Amendment 38—

In Section: 06 On Page: 391 Specific Appropriation: 2050
Delete Insert
STATE, DEPARTMENT OF, AND SECRETARY OF
STATE
Elections, Division Of

2050 In Section 06 On Page 391
 Special Categories
 Election Fraud Prevention
 From General Revenue Fund 2,100,000 1,850,000

Office Of The Secretary And Division Of
 Administrative Services

2041-A In Section 06 On Page 390
 Special Categories
 Sister Cities/Sister State Grants Program
 From General Revenue Fund 250,000

Senator Diaz-Balart offered the following amendment which was moved by Senator Hargrett and adopted:

Amendment 39—

In Section: 06 On Page: 391 Specific Appropriation: 2050
 Delete Insert
 STATE, DEPARTMENT OF, AND SECRETARY OF
 STATE
 Elections, Division Of

2050 In Section 06 On Page 391
 Special Categories
 Election Fraud Prevention
 From General Revenue Fund 2,100,000 2,050,000
 Cultural Affairs, Division Of

2080A In Section 06 On Page 397
 Special Categories
 Specific Cultural And Historic Projects
 From General Revenue Fund 5,345,000 5,395,000
 Immediately following Specific Appropriation 2080A,
 INSERT:

Miami Museum of Science/Smithsonian.....50,000

Senator Gutman offered the following amendment which was moved by Senator Hargrett and adopted:

Amendment 40—

In Section: 06 On Page: 397 Specific Appropriation: 2080A
 Delete Insert
 STATE, DEPARTMENT OF, AND SECRETARY OF
 STATE
 Cultural Affairs, Division Of

2080A In Section 06 On Page 397
 Special Categories
 Specific Cultural And Historic Projects
 From General Revenue Fund 5,345,000 5,395,000

At the end of the list of projects, following
 Specific Appropriation 2080A, INSERT:

Cuban History Documentation Project.....\$50,000

Funds in Specific Appropriation 2080A for the Cuban History Documentation Project shall be used for the purchase of video/production equipment.

Senator Sebesta offered the following amendment which was moved by Senator Hargrett and adopted:

Amendment 41—

In Section: 06 On Page: 397 Specific Appropriation: 2080A
 Delete Insert
 STATE, DEPARTMENT OF, AND SECRETARY OF
 STATE
 Cultural Affairs, Division Of

2080A In Section 06 On Page 397
 Special Categories
 Specific Cultural And Historic Projects
 From General Revenue Fund 5,345,000 7,345,000

In the list following Specific Appropriation 2080A,
 Delete:

Florida International Museum - Education and Cultural Center.....\$1,000,000

and insert in lieu thereof:

Florida International Museum - Education and Cultural Center.....\$3,000,000

Funds in Specific Appropriation 2080A for the Florida International Museum - Education and Cultural Center are contingent upon matching funds at a ratio of 2 local cash dollars for each state cash dollar.

Senator Diaz-Balart offered the following amendment which was moved by Senator Hargrett and adopted:

Amendment 42—

In Section: 06 On Page: 397 Specific Appropriation: 2080A
 Delete Insert

STATE, DEPARTMENT OF, AND SECRETARY OF
 STATE
 Cultural Affairs, Division Of

2080A In Section 06 On Page 397
 Special Categories
 Specific Cultural And Historic Projects
 From General Revenue Fund 5,345,000 6,345,000

At the end of existing proviso immediately following
 Specific Appropriation 2080A, INSERT:

Coconut Grove Playhouse.....1,000,000

Funds in Specific Appropriation 2080A for the Coconut Grove Playhouse are contingent upon matching funds at a ratio of 1 local cash dollar to each state cash dollar.

Senator Jones offered the following amendment which was moved by Senator Sullivan and adopted:

Amendment 43—

In Section: On Page: 412 Specific Appropriation:
 Delete Insert

In Section On Page 412

Insert the following new section following Section 21 on page 412 and renumber subsequent sections:

Section 21. There is hereby appropriated to the school board of Monroe County the sum of \$400,000 for the 1998-99 school year to compensate that school district for a loss of Florida Education Finance Program (FEFP) funds attributable to a decline in student enrollment following natural disasters that have affected Monroe County during the 1998-99 school year.

In the first line of Section 22 on page 412, strike

Section 22. This

and insert the following new language

Section 22. Except for Section 21, which shall be effective upon becoming law, this

Senator Thomas offered the following amendment which was moved by Senator Sullivan and adopted:

On page 4, after Specific Appropriation 8B, insert the following proviso:

From the funds in Specific Appropriation 8B, \$100,000 shall be used for research at the IFAS Manatee County Caladium Research Facility.

Senator Horne offered the following amendment which was moved by Senator Sullivan and adopted:

Amendment 44—

In Section: On Page: 412 Specific Appropriation: Delete Insert
In Section On Page 412

In Section: 02 On Page: 005 Specific Appropriation: 16 Delete Insert

EDUCATION, DEPARTMENT OF, AND COMMISSIONER OF EDUCATION Office Of The Commissioner

Insert the following new section following Section 21 on page 412 and renumber subsequent sections:

Section 21. The sum of \$1,977,444 is hereby appropriated from General Revenue to the Gulf County School District, to be distributed during the month of July, 1999, as a loan to offset the loss of ad valorem revenue due to the non-payment of 1998 ad valorem taxes by a major industrial landowner located in Gulf County. As a qualification on this appropriation, the Gulf County School Board shall budget sufficient funds during the next succeeding four fiscal years to repay to the State Treasurer the sum so advanced, without interest; and the Gulf County School Board shall reimburse the State Treasurer in four equal payments, commencing in the 2000-2001 fiscal year.

In Section 02 On Page 005 Special Categories 16 Grants And Aids - Take Stock In Children

From General Revenue Fund 2,800,000

Senators McKay and Hargrett offered the following amendment which was moved by Senator Sullivan and adopted:

Senator Jones offered the following amendment which was moved by Senator Sullivan and adopted:

Amendment 45—

Section: 02 On Page: 075 Specific Appropriation: 193A Delete Insert

In Section: 02 On Page: 010 Specific Appropriation: 37 Delete Insert

EDUCATION, DEPARTMENT OF, AND COMMISSIONER OF EDUCATION Office Of Deputy Commissioner For Planning, Budgeting And Management

EDUCATION, DEPARTMENT OF, AND COMMISSIONER OF EDUCATION Universities, Division Of Board Of Regents General Office

In Section 02 On Page 075 Lump Sum 193A Challenge Grants/Critical Deferred Maintenance From General Revenue Fund 75,000,000 74,500,000

In Section 02 On Page 010 Fixed Capital Outlay 37 Community College Projects From General Revenue Fund 23,802,853 24,054,853

Within the proviso for Specific Appropriation 37 for Florida Keys on page 12, after the existing language insert:

Office Of Deputy Commissioner For Planning, Budgeting And Management

In Section 02 On Page 014 Fixed Capital Outlay 38 State University System Projects From General Revenue Fund 23,920,699 24,361,776

Repair damages related to storms/hurricanes...252,000

Senator Bronson offered the following amendment which was moved by Senator Sullivan and adopted:

Amendment 46—

In the proviso after Specific Appropriation 38, on page 15, for UF:

In Section: 06 On Page: 325 Specific Appropriation: 1670F Delete Insert

GOVERNOR, EXECUTIVE OFFICE OF THE Office Of Tourism, Trade And Economic Development

IFAS reimbursement for Manatee County REC land STRIKE "58,923" and INSERT "500,000"

In Section 02 On Page 010 Fixed Capital Outlay 37 Community College Projects From General Revenue Fund 23,802,853 23,861,776

In Section 06 On Page 325 Special Categories 1670F Economic Development Projects From General Revenue Fund 5,554,674 3,454,674

DELETE the thirteenth and fourteenth lines of proviso following Specific Appropriation 1670F on page 325:

In Section 02 On Page 012

And in the proviso following Specific Appropriation 37 for Manatee on page 12 after Health Sci Addition/Dental Hygiene/w local match complete...

Teacher Professional Development TRDA \$2,100,000

STRIKE "700,000" and INSERT "758,923"

EDUCATION, DEPARTMENT OF, AND COMMISSIONER OF EDUCATION Human Resource Development, Division Of

Universities, Division Of Educational And General Activities

In Section 01 On Page 004 Lump Sum 8B Institute Of Food And Agricultural Sciences Operations

In Section 02 On Page 018 Special Categories 52 Teacher Professional Development

From General Revenue Fund 5,861,523 7,961,523

From General Revenue Fund 20,122,351 2,300,598

Insert the following new paragraph of proviso following Specific Appropriation 52 on page 19:

From the funds appropriated in Specific Appropriation 52, \$2,100,000 is provided for the Technological Research and Development Authority to provide training for teachers, administrators, superintendents and school board members in the public policies related to technology.

Senator Forman offered the following amendment which was moved by Senator Sullivan and adopted:

Amendment 49—

In Section: 02 On Page: 033 Specific Appropriation: 108 Delete Insert

EDUCATION, DEPARTMENT OF, AND COMMISSIONER OF EDUCATION Public Schools, Division Of

108 In Section 02 On Page 033 Aid To Local Governments Grants And Aids - Supplemental Education Programs

Insert the following new proviso as the last paragraph of proviso following Specific Appropriation 108 on page 33:

From the funds appropriated in Specific Appropriation 108 for Broward County, \$88,860 is provided for a contract with the Department of Juvenile Justice, District 10, to provide after school vocational education training.

Senators Holzendorf and Horne offered the following amendment which was moved by Senator Sullivan and adopted:

Amendment 50—

In Section: 02 On Page: 033 Specific Appropriation: 109 Delete Insert

EDUCATION, DEPARTMENT OF, AND COMMISSIONER OF EDUCATION Public Schools, Division Of

109 In Section 02 On Page 033 Aid To Local Governments Grants And Aids - Florida Educational Finance Program

In Section 02 On Page 040

In the third line of the first full paragraph of proviso following Specific Appropriation 109 on page 40, strike: shall

and insert the following new proviso: may

Senator Sullivan moved the following amendment which was adopted:

Amendment 51—

In Section: 02 On Page: 061 Specific Appropriation: 155 Delete Insert

EDUCATION, DEPARTMENT OF, AND COMMISSIONER OF EDUCATION Community Colleges, Division Of

155 In Section 02 On Page 061 Aid To Local Governments Grants And Aids - Adult Handicapped Funds

DELETE the proviso immediately following Specific Appropriation 155:

and INSERT:

Funds in Specific Appropriation 155 shall be allocated as follows:

Daytona Beach \$1,222,602 FLCC @ Jacksonville.. 80,528 Indian River..... 60,500 Pensacola..... 78,357 St. Petersburg..... 791,193 Seminole..... 67,418

Public Schools, Division Of

113 In Section 02 On Page 043 Aid To Local Governments Grants And Aids - Adult Handicapped Funds

From General Revenue Fund 17,821,753

INSERT the following proviso after Specific Appropriation 113:

Funds in Specific Appropriation 113 shall be allocated as follows:

Alachua..... 140,868 Baker.....229,953 Bay.....205,520 Bradford.....74,613 Brevard.....640,000 Broward.....1,947,448 Calhoun.....0 Charlotte.....67,317 Citrus.....160,000 Clay.....15,900 Collier.....48,350 Columbia.....55,000 Dade.....2,378,232 De Soto.....342,355 Dixie.....0 Duval.....0 Escambia.....357,460 Flagler.....1,132,656 Franklin.....0 Gadsden.....575,000 Gilchrist.....0 Glades.....0 Gulf.....45,000 Hamilton.....0 Hardee.....63,736 Hendry.....0 Hernando.....107,121 Highlands.....0 Hillsborough.....606,355 Holmes.....0 Indian River.....25,000 Jackson.....2,160,327 Jefferson.....78,409 Lafayette.....0 Lake.....41,237 Lee.....13,652 Leon.....1,216,398 Levy.....0 Liberty.....161,114 Madison.....0 Manatee.....291,144 Marion.....50,000 Martin.....403,286 Monroe.....106,844 Nassau.....59,953 Okaloosa.....0 Okeechobee.....0 Orange.....590,851

Osceola.....	46,620
Palm Beach.....	1,607,344
Pasco.....	19,836
Pinellas.....	0
Polk.....	345,801
Putnam.....	0
St. Johns.....	327,945
St. Lucie.....	0
Santa Rosa.....	52,318
Sarasota.....	634,369
Seminole.....	0
Sumter.....	15,000
Suwannee.....	100,990
Taylor.....	99,843
Union.....	109,981
Volusia.....	0
Wakulla.....	48,562
Walton.....	0
Washington.....	82,545

Senator Horne offered the following amendment which was moved by Senator Sullivan and adopted:

Amendment 52—

In Section: 02 On Page: 044 Specific Appropriation: 117B
Delete Insert

EDUCATION, DEPARTMENT OF, AND
COMMISSIONER OF EDUCATION
Public Schools, Division Of

117B In Section 02 On Page 044
Aid To Local Governments
Grants And Aids - Teacher Training

In the third line of the first paragraph of proviso following Specific Appropriation 117B on page 44, strike:
system

and insert the following new proviso:
district

In the third line of the first paragraph of proviso following Specific Appropriation 117B on page 44 following the words "design a system" insert the following new proviso:

, approved by the Department of Education,

In the second line of the third paragraph of proviso following Specific Appropriation 117B on page 44 following the words "districts must", insert the following new proviso:

have a professional development system approved by the Department of Education and must

Senator Laurent offered the following amendment which was moved by Senator Sullivan and adopted:

Amendment 53—

In Section: 02 On Page: 049 Specific Appropriation: 132
Delete Insert

EDUCATION, DEPARTMENT OF, AND
COMMISSIONER OF EDUCATION
Public Schools, Division Of

132 In Section 02 On Page 049
Special Categories
Grants And Aids - Regional Education
Consortium Services

From General Revenue Fund 1,250,000 1,750,000

In Section 02 On Page 050

Insert the following new proviso following Specific Appropriation 132 on page 50:

From the funds appropriated in Specific Appropriation 132, \$500,000 is provided for the Heartland Educational Consortium.

Senator Jones offered the following amendment which was moved by Senator Sullivan and adopted:

Amendment 54—

In Section: 02 On Page: 050 Specific Appropriation: 134
Delete Insert

EDUCATION, DEPARTMENT OF, AND
COMMISSIONER OF EDUCATION
Public Schools, Division Of

134 In Section 02 On Page 050
Special Categories
Grants And Aids - School And
Instructional Enhancements

In the fourth line of proviso following Specific Appropriation 134 on page 50, strike:
and

In the last line of proviso following Specific Appropriation 134 on page 50, strike:
the period

Insert the following new proviso in the last line of proviso following Specific Appropriation 134 on page 50:

; and \$200,000 is provided to the Newfound Harbor Marine Institute in Monroe County to provide teacher training and marine science instruction and scholarships to selected K-12 schools in the State of Florida.

Senator Cowin offered the following amendment which was moved by Senator Sullivan and adopted:

Amendment 55—

In Section: 02 On Page: 051 Specific Appropriation: 136A
Delete Insert

EDUCATION, DEPARTMENT OF, AND
COMMISSIONER OF EDUCATION
Public Schools, Division Of

136A In Section 02 On Page 051
Special Categories
Grants And Aids - Project Child

Insert the following new proviso following Specific Appropriation 136A on page 51:

Funds appropriated in Specific Appropriation 136A shall be used by the Institute for School Innovation to design and implement a research study to determine the effects of class size on academic achievement in reading, writing and mathematics. This study shall be conducted using an enhanced Project Child model in at least four diverse and geographically dispersed elementary schools throughout the state. This project shall be evaluated by an independent organization to determine the effectiveness of this model at increasing student achievement in a cost effective framework when compared to a traditional class model. The Department of Education shall release these funds no later than August 1, 1999 for start-up costs prior to implementation.

Senator Sullivan moved the following amendment which was adopted:

Amendment 56—

In Section: 02 On Page: 056 Specific Appropriation: 150
Delete Insert
EDUCATION, DEPARTMENT OF, AND
COMMISSIONER OF EDUCATION
Community Colleges, Division Of

150 In Section 02 On Page 056
Salaries And Benefits
Positions 52 53
From General Revenue Fund 3,206,828 3,299,228

163 In Section 02 On Page 063
Special Categories
Grants And Aids - Library Automation
From General Revenue Fund 7,389,132 7,296,732

Senator Kurth offered the following amendment which was moved by Senator Sullivan and adopted:

Amendment 57—

In Section: 02 On Page: 058 Specific Appropriation: 154
Delete Insert
EDUCATION, DEPARTMENT OF, AND
COMMISSIONER OF EDUCATION
Community Colleges, Division Of

154 In Section 02 On Page 058
Aid To Local Governments
Grants And Aids - Community Colleges
Program Fund

On page 59 in the first paragraph after the student fee rates, DELETE the entire paragraph of proviso. The paragraph begins with "Indian River Community College".

Senator Thomas offered the following amendment which was moved by Senator Sullivan and adopted:

Amendment 58—

In Section: 02 On Page: 058 Specific Appropriation: 154
Delete Insert
EDUCATION, DEPARTMENT OF, AND
COMMISSIONER OF EDUCATION
Community Colleges, Division Of

154 In Section 02 On Page 058
Aid To Local Governments
Grants And Aids - Community Colleges
Program Fund

On page 61, insert after the last paragraph of proviso for Specific Appropriation 154:

Within Specific Appropriation 154, from the funds appropriated to Tallahassee Community College, the College may establish a Center of Excellence in Gadsden County for Art and Preservation Training.

Senator Holzendorf offered the following amendment which was moved by Senator Sullivan and adopted:

Amendment 59—

In Section: 02 On Page: 062 Specific Appropriation: 156A
Delete Insert
EDUCATION, DEPARTMENT OF, AND
COMMISSIONER OF EDUCATION
Community Colleges, Division Of

156A In Section 02 On Page 062
Lump Sum
Challenge Grants/Critical Deferred
Maintenance

On page 63, in the paragraph of proviso beginning "2." add this language at the end of the existing language:

In addition, a request for \$3,000,000 by Florida Community College at Jacksonville for The Advanced Technology Training Center, Phase I may be considered. Should the State Board fund this request, these funds shall be matched pursuant to the statutory requirements of the Facilities Matching Grant Program.

Senator Meek offered the following amendment which was moved by Senator Sullivan and adopted:

Amendment 60—

In Section: 02 On Page: 067 Specific Appropriation: 180
Delete Insert
EDUCATION, DEPARTMENT OF, AND
COMMISSIONER OF EDUCATION
Universities, Division Of
Educational And General Activities

180 In Section 02 On Page 067
Lump Sum
Educational And General Activities

In Section 02 On Page 069

In the existing proviso that begins on page 69 and continues at the top of page 70:

STRIKE:

7) 256,320 for the FAMU lease at Innovation Park

and INSERT:

7) \$256,320 which shall be used for the assumption of the current ten-year lease agreement between the Department of Business and Professional Regulation, Division of Pari-Mutuel Wagering and the Leon County Research and Development Authority for lease of the Centennial Building at 2077 East Paul Dirac Drive, Tallahassee, Florida.

Senator Myers offered the following amendment which was moved by Senator Silver and adopted:

Amendment 61—

In Section: 03 On Page: 000 Specific Appropriation:
Delete Insert
BUSINESS AND PROFESSIONAL REGULATION,
DEPARTMENT OF: AGENCY FOR HEALTH CARE
ADMINISTRATION
Medicaid Services

In Section 03 On Page 000

On page 80 following existing proviso under the title "Medicaid Services" and preceding Specific Appropriation 224, INSERT:

From the funds in Specific Appropriations 224, 225A and 225B, the Agency for Health Care Administration in consultation with the Department of Health shall develop a Trauma Care Medicaid Waiver Program for reimbursement to trauma centers for the care of Medicaid eligible persons. The waiver may include provisions for expedited eligibility determination, limited presumptive eligibility, reimbursement rate modifications and streamlined reimbursement procedures. Implementation of any waiver is contingent upon federal approval of the waiver and the availability of state matching funds in the Agency for Health Care Administration, the Department of Health or other local match. Subsequent to federal approval and upon determination of adequate state matching funds, the

Agency for Health Care Administration may seek additional budget authority to implement the approved waiver subject to the consultation provisions of Chapter 216, Florida Statutes. If the agency determines that a waiver is not required to achieve these improvements, they shall report those findings to the Governor, the House and the Senate no later than November 1, 1999. The agency may not implement these enhancements unless specific legislative authorization is obtained.

Senator Mitchell offered the following amendment which was moved by Senator Silver and adopted:

Amendment 62—

In Section: 03 On Page: 077 Specific Appropriation: 214 Delete Insert

BUSINESS AND PROFESSIONAL REGULATION,
DEPARTMENT OF: AGENCY FOR HEALTH CARE
ADMINISTRATION
Health Care Administration And Regulation

214 In Section 03 On Page 077 Expenses

Immediately following current proviso after Specific Appropriation 214, on page 77, after the word "population" INSERT:

The study shall include, but not be limited to, an evaluation of the impact of welfare reform and the WAGES program on the number of medically indigent individuals in Florida. The study shall estimate the number of individuals who will lose their Medicaid coverage as they transition from welfare to work. Furthermore, the study shall estimate the number of former welfare recipients who will lose their Medicaid coverage and fail to obtain adequate health insurance for themselves and/or their families. The department shall identify the major barriers preventing these individuals from obtaining health insurance coverage and shall make recommendations to address these problems. The department's recommendations shall include, but not be limited to, the feasibility of implementing a Medicaid Buy-In program as a solution for providing coverage for this medically indigent population. The department shall report their findings and recommendations to the Governor, House and Senate on or before January 15, 2000.

Senator Webster offered the following amendment which was moved by Senator Silver and adopted:

Amendment 63—

In Section: 03 On Page: 107 Specific Appropriation: 356C Delete Insert

CHILDREN AND FAMILIES, DEPARTMENT OF
District Services
Alcohol, Drug Abuse And Mental Health
Services

356C In Section 03 On Page 107 Grants And Aids To Local Governments And Nonprofit Organizations - Fixed Capital Outlay Substance Abuse/Mental Health Facilities

From Tobacco Settlement Trust Fund 6,180,582 6,280,582

Following Specific Appropriation 356C, INSERT:

Seminole County Detoxification and Treatment Center \$100,000

Senators Scott and Silver offered the following amendment which was moved by Senator Silver:

Amendment 64—

In Section: 03 On Page: 108 Specific Appropriation: 359D Delete Insert

CHILDREN AND FAMILIES, DEPARTMENT OF
District Services
Family Safety And Preservation

359D In Section 03 On Page 108 Lump Sum Privatization Initiatives

From General Revenue Fund 7,940,652 10,940,652

Following Specific Appropriation 359D, amend proviso on the third line, after the word "Pinellas" to INSERT: "Broward"

On line 10, STRIKE the word: "three"

and INSERT the word: "four"

On line 12, after the word "Pinellas," INSERT: "Broward"

Senators Scott and Silver offered the following substitute amendment which was moved by Senator Silver and adopted:

Substitute Amendment 64—

In Section: 03 On Page: 108 Specific Appropriation: 359D Delete Insert

CHILDREN AND FAMILIES, DEPARTMENT OF
District Services
Family Safety And Preservation

359D In Section 03 On Page 108 Lump Sum Privatization Initiatives

From General Revenue Fund 7,940,652 11,840,652

Following Specific Appropriation 359D, amend proviso on the third line, after the word "Pinellas" to INSERT: "Broward"

On line 10, STRIKE the word: "three"

and INSERT the word: "four"

On line 12, after the word "Pinellas," INSERT: "Broward"

Senators Dawson-White and Campbell offered the following amendment which was moved by Senator Silver and adopted:

Amendment 65—

In Section: 03 On Page: 108 Specific Appropriation: 360 Delete Insert

CHILDREN AND FAMILIES, DEPARTMENT OF
District Services
Family Safety And Preservation

360 In Section 03 On Page 108 Lump Sum Child Protection

Following proviso after Specific Appropriation 360, INSERT:

From Specific Appropriation 360 the sum of \$100,000 from the General Revenue Fund shall be provided to the Kinship Support Center for social services support, technical assistance, training and information to relatives, especially grandparents raising children who are dependent in order to prevent the entry of these children into foster care, the juvenile justice system or the children becoming a public safety problem.

Senator Myers offered the following amendment which was moved by Senator Silver and adopted:

Amendment 66—

In Section: 03 On Page: 114 Specific Appropriation: 375A Delete Insert

CHILDREN AND FAMILIES, DEPARTMENT OF
District Services
Family Safety And Preservation

375A In Section 03 On Page 114
 Special Categories
 Child Welfare Initiatives

From General Revenue Fund 650,000

Immediately following Specific Appropriation 375A,
 add to the existing proviso:

The general revenue funds in Specific Appropriation 375A provided
 for child welfare initiatives shall be allocated as follows:

Safe Harbor Shelter for Runaway and Homeless Youth in Palm
 Beach\$650,000

Senator Forman offered the following amendment which was moved
 by Senator Silver and adopted:

Amendment 67—

In Section: 03 On Page: 115 Specific Appropriation: 375E
 Delete Insert

CHILDREN AND FAMILIES, DEPARTMENT OF
 District Services
 Family Safety And Preservation

375E In Section 03 On Page 115
 Grants And Aids To Local Governments And
 Nonprofit Organizations - Fixed Capital
 Outlay
 Child Welfare Facilities

From General Revenue Fund 1,170,000

Following Specific Appropriation 375E, immediately
 after existing proviso, INSERT:

The general revenue funds in Specific Appropriation 375E provided
 for child welfare facilities shall be allocated as follows:

David Posnack-JAFCO Jewish Children's Village
 \$1,170,000

Senator Sullivan offered the following amendment which was moved
 by Senator Silver and adopted:

Amendment 68—

In Section: 03 On Page: 117 Specific Appropriation: 378
 Delete Insert

CHILDREN AND FAMILIES, DEPARTMENT OF
 District Services
 Developmental Services

378 In Section 03 On Page 117
 Lump Sum
 Developmental Services Initiatives

Following Specific Appropriation 378, INSERT after
 the current proviso:

From funds in Specific Appropriation 378, \$50,000 from the General
 Revenue Fund is provided for the Louise Graham Regeneration
 Center for training and services to developmentally disabled adults.

Senator Silver moved the following amendments which were adopted:

Amendment 69—

In Section: 03 On Page: 119 Specific Appropriation: 386
 Delete Insert

CHILDREN AND FAMILIES, DEPARTMENT OF
 District Services
 Developmental Services

386 In Section 03 On Page 119
 Special Categories
 Home And Community Based Services Waiver

Following Specific Appropriation 386, INSERT:

Independent waiver support coordination services shall be main-
 tained in order to promote individual and family choice for services
 which support the consumers in their homes and communities, and
 to provide oversight for the expenditure of state and federal funds.

The Department of Children and Families shall negotiate a rate
 with support coordinators for services for the 1999-2000 year, which
 shall be no less than the rate prior to the 1996 reduction. The
 negotiated rate shall also consider workload increases as a result of
 additional appropriations to the Home and Community Based Ser-
 vices Medicaid program.

Amendment 70—

In Section: 03 On Page: 123 Specific Appropriation: 394A
 Delete Insert

CHILDREN AND FAMILIES, DEPARTMENT OF
 Entitlement Benefits And Services
 Economic Self-Sufficiency Services

394A In Section 03 On Page 123
 Special Categories
 Non-Custodial Parent Program

From Federal Grants Trust Fund 3,500,000

At the end of existing proviso language, following
 Specific Appropriation 394A, INSERT:

From the funds in Specific Appropriation 394A, \$2,000,000 and
 \$1,500,000 from the Federal Grants Trust Fund shall be used for
 expansion by the current provider of the Non-Custodial Parent Pro-
 gram employment in the Fourth and Eleventh Judicial Circuits,
 respectively. Use of such funds shall be restricted to users that meet
 the requirements of federal law for the Temporary Assistance to
 Needy Families block grant.

398 In Section 03 On Page 124
 Special Categories
 Wages Reserve

From Federal Grants Trust Fund 311,332,257 307,832,257

Senator Diaz-Balart offered the following amendment which was
 moved by Senator Silver and adopted:

Amendment 71—

In Section: 03 On Page: 123 Specific Appropriation: 395
 Delete Insert

CHILDREN AND FAMILIES, DEPARTMENT OF
 Entitlement Benefits And Services
 Economic Self-Sufficiency Services

395 In Section 03 On Page 123
 Special Categories
 Grants And Aids - Contracted Services

From Federal Grants Trust Fund 300,000

Following existing proviso after Specific
 Appropriation 395, INSERT:

Funds in Specific Appropriation 395 shall be used to contract with
 Goodwill Industries of South Florida, Inc. for purchase of equipment
 necessary to employ WAGES program participants in the produc-
 tion of flags bearing the seal of the State of Florida. For FY 1999-00,
 at least 250 WAGES program participants shall be employed by
 Goodwill Industries of South Florida, Inc., as a result of this non-
 recurring expenditure of TANF funds.

Senator McKay offered the following amendment which was moved by Senator Silver and adopted:

Senators Latvala and Hargrett offered the following amendment which was moved by Senator Silver and adopted:

Amendment 72—

Amendment 74—

In Section: 03 On Page: 128 Specific Appropriation: 426
Delete Insert

In Section: 03 On Page: 133 Specific Appropriation: 444A
Delete Insert

ELDER AFFAIRS, DEPARTMENT OF

ELDER AFFAIRS, DEPARTMENT OF

426 In Section 03 On Page 128
Salaries And Benefits

444A In Section 03 On Page 133
Grants And Aids To Local Governments And
Nonprofit Organizations - Fixed Capital
Outlay
Grants And Aids - Senior Citizen Centers

Insert proviso immediately preceding Specific
Appropriation 426:

From Tobacco Settlement Trust Fund 2,539,000 2,239,000

Immediately following Specific Appropriation 444A,
DELETE:

Dunedin Senior Center..... \$1,000,000

Immediately following Specific Appropriation 444A,
INSERT:

Dunedin Senior Center..... \$700,000

HEALTH, DEPARTMENT OF
Health Services

From the funds in Specific Appropriation 426, 427 and 428, the Department of Elder Affairs is directed to perform a feasibility study to determine the benefit of reducing the number of Area Agencies on Aging. A final report shall be presented to the Speaker of the House of Representatives, the President of the Senate and the Office of the Governor no later than January 1, 2000. The department may contract with an independent consultant, with no conflict of interest, to perform this study.

RECONSIDERATION OF AMENDMENT

On motion by Senator McKay, the Senate reconsidered the vote by which **Amendment 72** was adopted.

Senators Latvala and McKay offered the following substitute amendment which was moved by Senator McKay and adopted:

Substitute Amendment 72—

513B In Section 03 On Page 145
Grants And Aids To Local Governments And
Nonprofit Organizations - Fixed Capital
Outlay
Family Health Facilities

From Tobacco Settlement Trust Fund 9,258,000 9,558,000

Following Specific Appropriation 513B, INSERT:

Greenwood Community Health Center.....\$300,000

Senator Saunders offered the following amendment which was moved by Senator Silver and adopted:

Amendment 75—

In Section: 03 On Page: 128 Specific Appropriation: 426
Delete Insert

ELDER AFFAIRS, DEPARTMENT OF

426 In Section 03 On Page 128
Salaries And Benefits

Delete existing proviso immediately preceding
Specific Appropriation 426 and add the following
proviso:

From the funds in Specific Appropriation 426, 427 and 428, the Department of Elder Affairs is directed to perform a study of the effectiveness of the Area Agencies on Aging current district alignment and the most efficient and effective geographic structure. A final report shall be presented to the Speaker of the House of Representatives, the President of the Senate and the Office of the Governor no later than January 1, 2000. The department may contract with an independent consultant, with no conflict of interest, to perform this study.

Senators McKay and Hargrett offered the following amendment which was moved by Senator Silver and adopted:

Amendment 73—

In Section: 03 On Page: 136 Specific Appropriation: 449
Delete Insert

HEALTH, DEPARTMENT OF
Program Planning, Support And Regulation

449 In Section 03 On Page 136
Aid To Local Governments
Grants And Aids - Local Health Councils

From Grants And Donations Trust Fund 1,294,147 1,650,000

Senator Silver moved the following amendment which was adopted:

Amendment 76—

In Section: 03 On Page: 132 Specific Appropriation: 441
Delete Insert

ELDER AFFAIRS, DEPARTMENT OF

441 In Section 03 On Page 132
Special Categories
Grants And Aids - Local Services Programs

Immediately following Specific Appropriation 441,
INSERT:

In Section: 03 On Page: 136 Specific Appropriation: 452
Delete Insert

HEALTH, DEPARTMENT OF
Program Planning, Support And Regulation

452 In Section 03 On Page 136
Lump Sum
Florida Tobacco Pilot Program

At the end of existing proviso language, following
Specific Appropriation 452, INSERT:

From funds in Specific Appropriation 441, \$300,000 in recurring General Revenue shall be used for the Meals on Wheels Plus of Manatee, Inc. to provide adult day care services in Manatee County.

From funds in Specific Appropriation 452, \$2,500,000 in non-recurring funds shall be provided to fund the continuation of the Sports for Life youth sports program to encourage tobacco prevention among Florida's youth. Funds shall be used to expand the community-based involvement of youth sports and youth organizations in tobacco prevention activities. The Florida Sports Foundation and the regional sports commissions shall be actively involved in the dissemination of the program. The Florida Department of Health shall continue to oversee the management and accountability of the program.

Senators Dyer and Latvala offered the following amendment which was moved by Senator Silver and adopted:

Amendment 77—

In Section: 03 On Page: 136 Specific Appropriation: 452
Delete Insert
HEALTH, DEPARTMENT OF
Program Planning, Support And Regulation
In Section 03 On Page 136
452 Lump Sum
Florida Tobacco Pilot Program
From Tobacco Settlement Trust Fund 50,000,000 61,000,000

Senator Silver moved the following amendments which were adopted:

Amendment 78—

In Section: 03 On Page: 136 Specific Appropriation: 452
Delete Insert
HEALTH, DEPARTMENT OF
Program Planning, Support And Regulation
In Section 03 On Page 136
452 Lump Sum
Florida Tobacco Pilot Program

Following Specific Appropriation 452, INSERT:

From the funds in Specific Appropriation 452, \$3,000,000 from the Tobacco Settlement Trust Fund is provided for the enhancement of traffic law and substance abuse education courses to include a tobacco education component. Each provider which develops a course pursuant to guidelines established by the state shall be paid up to \$600,000 for the development and implementation of such course.

Amendment 79—

In Section: 03 On Page: 139 Specific Appropriation: 479
Delete Insert
HEALTH, DEPARTMENT OF
Health Services
In Section 03 On Page 139
479 Aid To Local Governments
Grants And Aids - Epilepsy Services
From General Revenue Fund 2,238,870 2,738,870

Amendment 80—

In Section: 03 On Page: 141 Specific Appropriation: 497
Delete Insert
HEALTH, DEPARTMENT OF
Health Services
In Section 03 On Page 141
497 Special Categories
Grants And Aids - Contracted Services
At the end of existing proviso language, following
Specific Appropriation 497, INSERT:

From the general revenue funds in Specific Appropriation 497, up to \$1,200,000 shall be utilized to contract with a certified Florida

minority vendor specializing primarily in African-American television, radio and print media. The vendor shall have proven extensive expertise in Florida's major media markets. Community outreach shall be coordinated with the existing provider network. The vendor shall further provide an evaluation mechanism to assist in charting outreach performance.

Senator Myers offered the following amendment which was moved by Senator Silver and adopted:

Amendment 81—

In Section: 03 On Page: 141 Specific Appropriation: 497
Delete Insert
HEALTH, DEPARTMENT OF
Health Services
In Section 03 On Page 141
497 Special Categories
Grants And Aids - Contracted Services
At the end of existing proviso language, following
Specific Appropriation 497, INSERT:

From the recurring general revenue funds in Specific Appropriation 497, the department shall contract with the University of Florida College of Dentistry to provide oral health care to indigent patients as follows:

- Dental Clinic in Pinellas County.....\$200,000
- Hialeah Dental Clinic in Dade County..... 250,000
- Marion County Health Department..... 100,000
- Eastside Clinic in Alachua County..... 100,000
- Dental Clinic at University of Florida.... 250,000

Senator Sullivan offered the following amendment which was moved by Senator Silver and adopted:

Amendment 82—

In Section: 03 On Page: 141 Specific Appropriation: 497
Delete Insert
HEALTH, DEPARTMENT OF
Health Services
In Section 03 On Page 141
497 Special Categories
Grants And Aids - Contracted Services
In the proviso immediately following Specific
Appropriation 497, DELETE:

Primary Care Outreach - Pinellas County Health Department
..... \$300,000

In the proviso immediately following Specific
Appropriation 497, INSERT:

Primary Care Outreach - Pinellas-Suncoast Community Hospital
Residency Program..\$300,000

Senators Silver and Sullivan offered the following amendment which was moved by Senator Silver and adopted:

Amendment 83—

In Section: 03 On Page: 143 Specific Appropriation: 508B
Delete Insert
HEALTH, DEPARTMENT OF
Health Services
In Section 03 On Page 143
508B Special Categories
Disease Management/Services

From Tobacco Settlement Trust Fund 3,400,000 6,400,000

From General Revenue Fund 4,388,428 4,488,428

ADD the following lines to the existing proviso after Specific Appropriation 508B:

University of Miami Cancer Center.....1,500,000
Moffitt Cancer Center.....1,500,000

Senator Gutman offered the following amendment which was moved by Senator Silver and adopted:

Amendment 87—

In Section: 03 On Page: 147 Specific Appropriation: 530
Delete Insert

HEALTH, DEPARTMENT OF
Children's Medical Services

In Section 03 On Page 147
530 Special Categories
Purchased Client Service - Clinic And
Field Operations

From General Revenue Fund 7,540,570 7,440,570

534 Special Categories
Pediatric Liver Transplant Program

From General Revenue Fund 400,441 500,441

Senator Laurent moved the following amendment which was adopted:

Amendment 88—

In Section: 04 On Page: 164 Specific Appropriation: 611-B
Delete Insert

JUSTICE ADMINISTRATION
Justice Administrative Commission

In Section 04 On Page 164
611-B Lump Sum

From General Revenue Fund 300,000

Immediately following Specific Appropriation 611-B,
INSERT:

Funds provided in Specific Appropriation 611-B to implement the provisions of HB 113 are contingent upon that legislation, or similar legislation, becoming law. These funds shall be used to reimburse the offices of the State Attorneys and Public Defenders for costs directly related to trials of defendants charged with 10-20-Life offenses. Beginning January 1, 2000, the Justice Administrative Commission shall submit quarterly reports to the Senate Budget Committee, the House Fiscal Responsibility Council, and the Governor's Office of Planning and Budgeting that detail the number of 10-20-Life trials completed during the previous quarter and the actual costs incurred by the State Attorneys and Public Defenders for those trials.

STATE COURT SYSTEM
Administered Funds - Judicial

In Section 07 On Page 403
2112-A Lump Sum

From General Revenue Fund 650,000

Immediately following Specific Appropriation 2112-A,
INSERT:

Funds provided in Specific Appropriation 2112-A to implement the provisions of HB 113 are contingent upon that legislation, or similar legislation, becoming law. These funds shall only be used to cover costs directly related to trials of defendants charged with 10-20-Life offenses. Beginning January 1, 2000, the Office of the State Courts Administrator shall submit quarterly reports to the Senate Budget Committee, the House Fiscal Responsibility Council, and the Governor's Office of Planning and Budgeting that detail the number of 10-20-Life trials completed during the previous quarter and the actual costs incurred by the judicial branch for those trials.

Senator Kirkpatrick offered the following amendment which was moved by Senator Silver and adopted:

Amendment 84—

In Section: 03 On Page: 145 Specific Appropriation: 513B
Delete Insert

HEALTH, DEPARTMENT OF
Health Services

In Section 03 On Page 145
513B Grants And Aids To Local Governments And
Nonprofit Organizations - Fixed Capital
Outlay
Family Health Facilities

From Tobacco Settlement Trust Fund 9,258,000 9,953,000

At the end of existing proviso language, following Specific Appropriation 513B, INSERT:

Family Medical & Dental Centers - Keystone Heights
\$695,000

Senator Cowin offered the following amendment which was moved by Senator Silver and adopted:

Amendment 85—

In Section: 03 On Page: 147 Specific Appropriation: 530
Delete Insert

HEALTH, DEPARTMENT OF
Children's Medical Services

In Section 03 On Page 147
530 Special Categories
Purchased Client Service - Clinic And
Field Operations

From General Revenue Fund 7,540,570 7,480,570

In Section 03 On Page 146
519 Special Categories
Grants And Aids - Child Abuse Program

From General Revenue Fund 190,168 250,168

Senator Holzendorf offered the following amendment which was moved by Senator Silver and adopted:

Amendment 86—

In Section: 03 On Page: 147 Specific Appropriation: 530
Delete Insert

HEALTH, DEPARTMENT OF
Children's Medical Services

In Section 03 On Page 147
530 Special Categories
Purchased Client Service - Clinic And
Field Operations

From General Revenue Fund 7,540,570 7,440,570

In Section 03 On Page 146
525 Special Categories
Contracted Services

Senator Holzendorf offered the following amendment which was moved by Senator Laurent and adopted:

Senator Silver offered the following amendments which were moved by Senator Laurent and adopted:

Amendment 89—

In Section: 04 On Page: 182 Specific Appropriation: 783
Delete Insert

JUSTICE ADMINISTRATION
Public Defenders
Fourth Judicial Circuit

783 In Section 04 On Page 182
Other Personal Services

From Indigent Criminal Defense Trust Fund 52,170

784 Expenses

From Indigent Criminal Defense Trust Fund 12,350

State Attorneys
Fourth Judicial Circuit

785-A Special Categories
Acquisition Of Motor Vehicles

From Indigent Criminal Defense Trust Fund 32,000

Senator Klein offered the following amendment which was moved by Senator Laurent and adopted:

Amendment 90—

In Section: 04 On Page: 196 Specific Appropriation: 949
Delete Insert

JUVENILE JUSTICE, DEPARTMENT OF
District Operations

949 In Section 04 On Page 196
Special Categories
Grants And Aids - Contracted Services

From General Revenue Fund 43,861,505 44,111,505

Insert proviso following the first paragraph in Specific Appropriation 949:

Boca Raton Center for Youth Activities, \$250,000 from recurring General Revenue for 12 months;

Senator Burt offered the following amendment which was moved by Senator Laurent and adopted:

Amendment 91—

In Section: 04 On Page: 196 Specific Appropriation: 949
Delete Insert

JUVENILE JUSTICE, DEPARTMENT OF
District Operations

949 In Section 04 On Page 196
Special Categories
Grants And Aids - Contracted Services

Insert proviso immediately following Specific Appropriation 949 after the first paragraph:

Tough Love Marketing Campaign, up to \$50,000 from recurring general revenue may be used to continue the Tough Love Marketing Campaign;

Amendment 92—

In Section: 04 On Page: 196 Specific Appropriation: 949
Delete Insert

JUVENILE JUSTICE, DEPARTMENT OF
District Operations

949 In Section 04 On Page 196
Special Categories
Grants And Aids - Contracted Services

Following Specific Appropriation 949, on page 197, paragraph 5, delete:

Arise Foundation - Secrets of Success, \$200,000 from recurring General Revenue for 12 months;

and insert in lieu thereof:

Arise Foundation - Secrets of Success, \$200,000 from recurring General Revenue to supplement the funding provided in prior years which is to be continued;

Amendment 93—

In Section: 04 On Page: 196 Specific Appropriation: 949
Delete Insert

JUVENILE JUSTICE, DEPARTMENT OF
District Operations

949 In Section 04 On Page 196
Special Categories
Grants And Aids - Contracted Services

On page 197, paragraph 14, (Weed and Seed...):

DELETE: \$590,000

INSERT: \$553,000

Insert proviso immediately following the first paragraph of Specific Appropriation 949:

Miami Beach Police Department Gang Intervention Program, \$37,000 from recurring General Revenue for 12 months;

Senator Burt offered the following amendment which was moved by Senator Laurent and adopted:

Amendment 94—

In Section: 04 On Page: 196 Specific Appropriation: 949
Delete Insert

JUVENILE JUSTICE, DEPARTMENT OF
District Operations

949 In Section 04 On Page 196
Special Categories
Grants And Aids - Contracted Services

Insert proviso immediately following the first paragraph of Specific Appropriation 949:

Teen Court Programs, up to \$1,500,000 from recurring General Revenue may be used to fund new and existing Teen Court Programs for operational costs and for development/expansion of treatment and educational services that will enhance the effectiveness of the Teen Court Program pursuant to the recognized standards of the Florida Association of Teen Courts.

Senator Meek offered the following amendment which was moved by Senator Laurent and adopted:

Amendment 95—

In Section: 04 On Page: 196 Specific Appropriation: 949
Delete Insert

JUVENILE JUSTICE, DEPARTMENT OF
District Operations

949 In Section 04 On Page 196
Special Categories
Grants And Aids - Contracted Services
From General Revenue Fund 43,861,505 43,350,505

On page 196, fifth paragraph beginning with "Troy Community Academy", following Specific Appropriation 949, DELETE: \$576,705

and INSERT: \$65,705

Juvenile Offender Program

971 In Section 04 On Page 202
Special Categories
Grants And Aids - Contracted Services
From General Revenue Fund 237,759,168 238,270,168

Insert proviso immediately following Specific Appropriation 971:

From the funds in Specific Appropriation 971, \$511,000 is provided for the Level Eight Juvenile Sex Offender Program located on the grounds of the South Florida State Hospital in District 10.

Senators Rossin and Saunders offered the following amendment which was moved by Senator Laurent and adopted:

Amendment 96—

In Section: 04 On Page: 199 Specific Appropriation: 956
Delete Insert

JUVENILE JUSTICE, DEPARTMENT OF
District Operations

956 In Section 04 On Page 199
Fixed Capital Outlay
Maintenance, Repairs And Construction -
Statewide
From General Revenue Fund 1,906,165 1,656,165

957B Grants And Aids To Local Governments And
Nonprofit Organizations - Fixed Capital
Outlay
Local Delinquency Intervention Facilities
From General Revenue Fund 5,464,642 5,714,642

Insert proviso immediately following Specific Appropriation 957B, INSERT in the second paragraph after the sentence "From General Revenue Fund:"

Quality Life Center for Southwest Florida.... \$250,000

Senator Sebesta offered the following amendment which was moved by Senator Laurent and adopted:

Amendment 97—

In Section: 04 On Page: 199 Specific Appropriation: 957B
Delete Insert

JUVENILE JUSTICE, DEPARTMENT OF
District Operations

In Section 04 On Page 199
957B Grants And Aids To Local Governments And
Nonprofit Organizations - Fixed Capital
Outlay
Local Delinquency Intervention Facilities
From General Revenue Fund 5,464,642 5,714,642

Insert proviso on page 199, following Specific Appropriation 957B in "General Revenue" list:

Pinellas Runaway and Youth Crisis and Secure Shelter to match \$250,000 in federal funding from the Federal Emergency Shelter Grant.....\$250,000

Amendment 98 was withdrawn.

On motion by Senator Burt, further consideration of **SB 2500** as amended was deferred.

RECESS

The President declared the Senate in recess at 1:33 p.m. to reconvene at 2:00 p.m.

AFTERNOON SESSION

The Senate was called to order by the President at 2:10 p.m. A quorum present—40:

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

SPECIAL ORDER CALENDAR, continued

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

SB 2500—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 1999, and ending June 30, 2000, to pay salaries, and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of State government; providing an effective date.

—which was previously considered and amended this day.

Senator Sullivan offered the following amendment which was moved by Senator Childers:

Amendment 99—

In Section: 05 On Page: 245 Specific Appropriation: 1165
Delete Insert

ENVIRONMENTAL PROTECTION, DEPARTMENT OF
Administrative And Technical Services,
Division Of

1165 In Section 05 On Page 245
Expenses

Immediately following Specific Appropriation 1165,
INSERT:

From the funds in Specific Appropriation 1165, \$200,000 from the General Revenue Fund is provided for payment of the G. Sandcastle vs. DEP settlement, as approved by the Governor and Cabinet on December 8, 1998.

Senator Sullivan offered the following substitute amendment which was moved by Senator Childers and adopted:

Substitute Amendment 99—

In Section: 05 On Page: 245 Specific Appropriation: 1165
Delete Insert
ENVIRONMENTAL PROTECTION, DEPARTMENT OF
Administrative And Technical Services,
Division Of
In Section 05 On Page 245
1165 Expenses
From Administrative Trust Fund 2,949,038 3,149,038
Immediately following Specific Appropriation 1165,
INSERT:

From the funds in Specific Appropriation 1165, \$200,000 from the Administrative Trust Fund are provided for payment of the G. Sandcastle vs. DEP settlement, as approved by the Governor and Cabinet on December 8, 1998.

Amendments 100-109 were withdrawn.

Senator Dawson-White offered the following amendment which was moved by Senator Hargrett and adopted:

Amendment 110—

In Section: 02 On Page: 067 Specific Appropriation: 180
Delete Insert
EDUCATION, DEPARTMENT OF, AND
COMMISSIONER OF EDUCATION
Universities, Division Of
Educational And General Activities
In Section 02 On Page 067
180 Lump Sum
Educational And General Activities
From General Revenue Fund 1,273,058,200 1,272,758,200

In the list of projects Immediately following Specific Appropriation 180, DELETE:
\$300,000 for Recruiting for Gender Equity

GOVERNOR, EXECUTIVE OFFICE OF THE
Office Of Tourism, Trade And Economic
Development
In Section 06 On Page 325
1670F Special Categories
Economic Development Projects
From General Revenue Fund 5,554,674 5,854,674

At the end of the list of projects Immediately following Specific Appropriation 1670F, INSERT:
CPTED Project on N.W. 6th Avenue.....\$200,000
World Trade Center/Palm Beach.....\$100,000

Amendments 111-113 were withdrawn.

Senator Scott moved the following amendment which failed:

Amendment 114—

In Section: 05 On Page: 285 Specific Appropriation: 1412
Delete Insert
TRANSPORTATION, DEPARTMENT OF
Finance And Administration
In Section 05 On Page 285
1412 Salaries And Benefits

On Page 285, under the title "Transportation, Department of", before Specific Appropriation 1412, INSERT the following paragraph:

From funds in Specific Appropriation 1412, the Florida Department of Transportation is authorized to match up to 50 percent of the project cost for any railroad capital improvement project for a fixed guideway transportation system, as defined in section 341.031, that will improve the state-owned rail corridor and, is in the Department of Transportation Work Program and is the subject of a Full Funding Grant Agreement with the Federal Department of Transportation. Due to its impact on rail freight and the movement of visitors through the State of Florida, capital projects designed to improve the state-owned rail corridor are identified as eligible rail capital improvement projects that are statewide in scope and impact pursuant to section 341.303(b).

Amendments 115-136 were withdrawn.

Senator Meek moved the following amendment which failed:

Amendment 137—

In Section: 06 On Page: 382 Specific Appropriation: 1984
Delete Insert
PUBLIC SERVICE COMMISSION
In Section 06 On Page 382
1984 Expenses
From Regulatory Trust Fund 4,926,416 5,875,517
Immediately following Specific Appropriation 1984,
INSERT the following proviso:

From the funds in Specific Appropriations 1984, the Public Service Commission shall undertake a comprehensive and ongoing effort to inform consumers regarding how to protect themselves in a competitive telecommunications market. Of specific concern are informing consumers concerning the availability of the Lifeline and Link-Up Programs for low-income households and alerting consumers how they can avoid having their service changed or unauthorized charges added to their telephone bills.

Amendments 138-145 were withdrawn.

Senator Gutman moved the following amendment:

Amendment 146—

In Section: 01 On Page: 002 Specific Appropriation: 5
Delete Insert
EDUCATION, DEPARTMENT OF, AND
COMMISSIONER OF EDUCATION
Public Schools, Division Of
In Section 01 On Page 002
5 Special Categories
Grants And Aids - Pre-School Projects

Insert the following new paragraph of proviso following Specific Appropriation 5 on page 2:

From the funds appropriated in Specific Appropriation 5, \$350,000 is provided for the Children's Resource Fund.

Senator Gutman moved the following substitute amendment which was adopted:

Substitute Amendment 146—

In Section: 01 On Page: 002 Specific Appropriation: 5
Delete Insert
EDUCATION, DEPARTMENT OF, AND
COMMISSIONER OF EDUCATION
Public Schools, Division Of
In Section 01 On Page 002
5 Special Categories
Grants And Aids - Pre-School Projects

Insert the following new paragraph of proviso following Specific Appropriation 5 on page 2:

From the funds appropriated in Specific Appropriation 5 for Dade County, \$350,000 may be used for the Children's Resource Fund.

Amendment 147 was withdrawn.

Senator Cowin offered the following amendment which was moved by Senator Sullivan and adopted:

Amendment 148—

In Section: 01 On Page: 004 Specific Appropriation: 8B Delete Insert

EDUCATION, DEPARTMENT OF, AND COMMISSIONER OF EDUCATION Universities, Division Of Educational And General Activities

8B In Section 01 On Page 004 Lump Sum Institute Of Food And Agricultural Sciences Operations

Following Specific Appropriation 8B, INSERT:

From the funds in Specific Appropriation 8B, up to \$1,500,000 may be used by the Institute of Food and Agricultural Sciences for land acquisition.

Amendments 149-151 were withdrawn.

Substitute Amendment 151 was withdrawn.

Amendments 152-154 were withdrawn.

Senator Klein moved the following amendment which failed:

Amendment 155—

In Section: 02 On Page: 049 Specific Appropriation: 124 Delete Insert

EDUCATION, DEPARTMENT OF, AND COMMISSIONER OF EDUCATION Public Schools, Division Of

124 In Section 02 On Page 049 Special Categories Grants And Aids - Communities In Schools

From General Revenue Fund 2,000,000 3,500,000

108 In Section 02 On Page 033 Aid To Local Governments Grants And Aids - Supplemental Education Programs

From General Revenue Fund 354,702,427 353,202,427

109 Aid To Local Governments Grants And Aids - Florida Educational Finance Program

In Section 02 On Page 034

In the third line of the first paragraph of proviso following Specific Appropriation 109 on page 34, strike: \$3,146.91

Recalculate the base student allocation to reflect a change in the allocation of Supplemental Education funds

Amendments 156 and 157 were withdrawn.

Senator Mitchell moved the following amendments which failed:

Amendment 158—

In Section: 02 On Page: 033 Specific Appropriation: 109 Delete Insert

EDUCATION, DEPARTMENT OF, AND COMMISSIONER OF EDUCATION Public Schools, Division Of

109 In Section 02 On Page 033 Aid To Local Governments Grants And Aids - Florida Educational Finance Program

In the fourth line of the second full paragraph of proviso following Specific Appropriation 109 on page 36, delete:

two-thirds shall be based on the latest official

and insert the following new proviso:

the first \$5,025,000 shall be used to provide each school district with a base allocation of \$75,000, the remaining funding shall be distributed to the 67 districts with two-thirds distributed based on the latest official

In the third line of the first paragraph of proviso following Specific Appropriation 109 on page 34, strike: \$3,146.91

Recalculate the base student allocation to reflect a change in the method of allocating Safe Schools funds

Amendment 159—

In Section: 02 On Page: 033 Specific Appropriation: 109 Delete Insert

EDUCATION, DEPARTMENT OF, AND COMMISSIONER OF EDUCATION Public Schools, Division Of

109 In Section 02 On Page 033 Aid To Local Governments Grants And Aids - Florida Educational Finance Program

In the second line of the fifth paragraph of proviso following Specific Appropriation 109 on page 34, strike: \$20,000,000

and insert: \$52,413,599

At the end of the fifth paragraph of proviso following Specific Appropriation 109 on page 34, insert the following new proviso:

School districts qualifying for funds under this statute, with an average score on the Florida District Performance Indicators of 2.0 or less, shall use the amount of Sparsity funding allocated in fiscal year 1999-2000 above the amount appropriated to the district in fiscal year 1998-99 to implement performance based programs that will target increasing student achievement including, but not limited to the following: intensive in-school remediation; tutoring programs; summer school programs; achievement recognition and incentives; teacher training, leadership development; increasing parental involvement; and reducing class size.

In the third line of the first paragraph of proviso following Specific Appropriation 109 on page 34, strike: \$3,146.91

Recalculate the base student allocation to reflect a funding increase for the Sparsity Supplement

Amendment 160 was withdrawn.

Senator Cowin offered the following amendment which was moved by Senator Sullivan and adopted:

Amendment 161—

In Section: 02 On Page: 033 Specific Appropriation: 109 Delete Insert

EDUCATION, DEPARTMENT OF, AND COMMISSIONER OF EDUCATION Public Schools, Division Of

109 In Section 02 On Page 033 Aid To Local Governments Grants And Aids - Florida Educational Finance Program

In Section 02 On Page 036

In the twelfth line of the second full paragraph of proviso following Specific Appropriation 109 on page 36, strike: and

In the thirteenth line of the second full paragraph of proviso following Specific Appropriation 109 on page 36, strike: the period

In the thirteenth line of the second full paragraph of proviso following Specific Appropriation 109 on page 36 following the words "adjudicated youth", insert the following new proviso:

, and (4) other improvements to make the school a safe place to learn.

Amendments 162-164 were withdrawn.

Senator Forman moved the following amendment which failed:

Amendment 165—

In Section: 02 On Page: 044 Specific Appropriation: 117 Delete Insert

EDUCATION, DEPARTMENT OF, AND COMMISSIONER OF EDUCATION Public Schools, Division Of

117 In Section 02 On Page 044 Aid To Local Governments Grants And Aids - Student Transportation

Insert the following new proviso as the first paragraph of proviso following Specific Appropriation 117 on page 44:

From the funds appropriated in Specific Appropriation 117, \$250,000 is provided to the City of Pembroke Pines for the improvement of Pembroke Road from 178th Avenue to 196th Avenue to provide safe access to the elementary, middle and pre-schools on this site.

Senator Forman moved the following amendment:

Amendment 166—

In Section: 02 On Page: 049 Specific Appropriation: 121 Delete Insert

EDUCATION, DEPARTMENT OF, AND COMMISSIONER OF EDUCATION Public Schools, Division Of

121 In Section 02 On Page 049 Special Categories Grants And Aids - Grants To Public Schools For Reading Programs

Insert the following new paragraph of proviso following Specific Appropriation 121 on page 49:

From the funds appropriated in Specific Appropriation 121, \$1,000,000 is provided for the Home Instruction Program for Pre-School Youngsters.

Senator Forman moved the following substitute amendment which was adopted:

Substitute Amendment 166—

In Section: 02 On Page: 049 Specific Appropriation: 121 Delete Insert

EDUCATION, DEPARTMENT OF, AND COMMISSIONER OF EDUCATION Public Schools, Division Of

121 In Section 02 On Page 049 Special Categories Grants And Aids - Grants To Public Schools For Reading Programs

Insert the following new paragraph of proviso following Specific Appropriation 121 on page 49:

Funds appropriated in Specific Appropriation 121 may be used for the Home Instruction Program for Pre-School Youngsters.

Amendments 167-170 were withdrawn.

Senator Meek moved the following amendment:

Amendment 171—

In Section: 02 On Page: 056 Specific Appropriation: 149 Delete Insert

EDUCATION, DEPARTMENT OF, AND COMMISSIONER OF EDUCATION Education Administered Funds

149 In Section 02 On Page 056 Special Categories Grants And Aids - Incentive Grants For Expanding Programs

Insert the following new paragraph of proviso following Specific Appropriation 149 on page 56:

From the funds appropriated in Specific Appropriation 149, \$1,000,000 is provided for a project with Broward Community College, which may act as the lead school, and a multimedia company proficient and able to demonstrate an ability to offer native language support for speakers of the following languages: Spanish, Portuguese, Vietnamese, French, German, Italian, Arabic, Hebrew, Russian, Hungarian and Turkish. The project is to develop and distribute a minimum of fifteen hundred sets of a multimedia, interactive system for Haitian speakers to learn English. The program shall prepare Haitian speakers to speak English in order to enter the job market.

Senator Meek moved the following substitute amendment which was adopted:

Substitute Amendment 171—

In Section: 02 On Page: 056 Specific Appropriation: 149 Delete Insert

EDUCATION, DEPARTMENT OF, AND COMMISSIONER OF EDUCATION Education Administered Funds

149 In Section 02 On Page 056 Special Categories Grants And Aids - Incentive Grants For Expanding Programs

Insert the following new paragraph of proviso following Specific Appropriation 149 on page 56:

From the funds appropriated in Specific Appropriation 149, the Postsecondary Education Planning Commission (PEPC) may consider an application submitted by Broward Community College in the amount of \$1,000,000 for a collaborative project with a multimedia company proficient and able to demonstrate an ability to offer native language support for speakers of the following languages: Spanish, Portuguese, Vietnamese, French, German, Italian, Arabic, Hebrew, Russian, Hungarian and Turkish. The project is to develop and distribute a minimum of fifteen hundred sets of a multimedia, interactive system for Haitian speakers to learn English. The program shall prepare Haitian speakers to speak English in order to enter the job market.

Amendment 172 was withdrawn.

Senator Latvala moved the following amendment:

Amendment 173—

In Section: 02 On Page: 067 Specific Appropriation: 180 Delete Insert

EDUCATION, DEPARTMENT OF, AND COMMISSIONER OF EDUCATION Universities, Division Of Educational And General Activities

180 In Section 02 On Page 067 Lump Sum Educational And General Activities

After the existing list of funded issues beginning on the bottom of page 69 and continuing on page 70, add the following new item:

15) \$300,000 to the College of Human Sciences and the Chiropractic Biomechanical Research Center at Florida State University for chronic disease prevention

Senator Latvala moved the following substitute amendment which was adopted:

Substitute Amendment 173—

In Section: 02 On Page: 067 Specific Appropriation: 180 Delete Insert

EDUCATION, DEPARTMENT OF, AND COMMISSIONER OF EDUCATION Universities, Division Of Educational And General Activities

180 In Section 02 On Page 067 Lump Sum Educational And General Activities

After the existing list of funded issues beginning on the bottom of page 69 and continuing on page 70, add the following new item:

15) \$300,000 may be used by the College of Human Sciences and the Chiropractic Biomechanical Research Center at Florida State University for chronic disease prevention

Senator Holzendorf moved the following amendment:

Amendment 174—

In Section: 02 On Page: 067 Specific Appropriation: 180 Delete Insert

EDUCATION, DEPARTMENT OF, AND COMMISSIONER OF EDUCATION Universities, Division Of Educational And General Activities

180 In Section 02 On Page 067 Lump Sum Educational And General Activities From General Revenue Fund 1,273,058,200 1,273,733,517

In Section 02 On Page 069

Following the list of funded issues at the bottom of page 69 and the top of page 70, insert:

15) \$675,317 for matching funds for a federal grant to be received for land-grant purposes-FAMU

Senator Holzendorf moved the following substitute amendment which was adopted:

Substitute Amendment 174—

In Section: 02 On Page: 067 Specific Appropriation: 180 Delete Insert

EDUCATION, DEPARTMENT OF, AND COMMISSIONER OF EDUCATION Universities, Division Of Educational And General Activities

180 In Section 02 On Page 067 Lump Sum Educational And General Activities From General Revenue Fund 1,273,058,200 1,273,733,517

In Section 02 On Page 069

Following the list of funded issues at the bottom of page 69 and the top of page 70, insert:

15) From the total amount of enhancement funds allocated to FAMU, \$675,317 shall be used as matching funds for a federal grant to be received for land-grant purposes

Amendments 175-184 were withdrawn.

Senator Gutman moved the following amendment:

Amendment 185—

In Section: 03 On Page: 107 Specific Appropriation: 356C Delete Insert

CHILDREN AND FAMILIES, DEPARTMENT OF District Services Alcohol, Drug Abuse And Mental Health Services

356C In Section 03 On Page 107 Grants And Aids To Local Governments And Nonprofit Organizations - Fixed Capital Outlay Substance Abuse/Mental Health Facilities From Tobacco Settlement Trust Fund 6,180,582 6,205,582

Add the following project to the project list in the existing proviso following Specific Appropriation 356C:

Fellowship House.....\$25,000

Senator Gutman moved the following substitute amendment which was adopted:

Substitute Amendment 185—

In Section: 03 On Page: 105 Specific Appropriation: 356A Delete Insert

CHILDREN AND FAMILIES, DEPARTMENT OF District Services Alcohol, Drug Abuse And Mental Health Services

356A In Section 03 On Page 105
Special Categories
Substance Abuse Programs

Following Specific Appropriation 356A, DELETE:

Pasco Adolescent Intervention Center - Operation PAR, Inc.
..... 1,000,000

Add the following projects to the project list in the
existing proviso following Specific Appropriation
356A:

Pasco Adolescent Intervention Center - Operation PAR, Inc.
..... 975,000

Fellowship House in Dade County..... 25,000

Senator Grant moved the following amendment:

Amendment 186—

In Section: 03 On Page: 107 Specific Appropriation: 356C
Delete

Insert

CHILDREN AND FAMILIES, DEPARTMENT OF
District Services
Alcohol, Drug Abuse And Mental Health
Services

356C In Section 03 On Page 107
Grants And Aids To Local Governments And
Nonprofit Organizations - Fixed Capital
Outlay
Substance Abuse/Mental Health Facilities

From Tobacco Settlement Trust Fund

0

Immediately following Specific Appropriation 356C,
DELETE the dollar amounts for each project:

Following Specific Appropriation 356C, INSERT new
dollar amounts for each project:

- Village Families in Transition Program Dormitory
Project.....\$848,300
- STEPS, Inc. Expansion.....\$292,719
- TPC Village Education Program
Expansion.....\$487,865
- David Lawrence Center Detox.....\$361,990
- Manatee Glens' Adult Recovery
Center.....\$97,573
- Community Outreach Services, Inc..\$268,326
- West Florida Community Care Center.\$358,093
- Mental Health Center of Jacksonville,
Inc.....\$165,076
- Ruth Cooper Center-Children's CSU..\$243,933
- Ruth Cooper Center-Adult CSU.....\$857,667
- Lock Towns CMHC, Inc.....\$585,438
- New Horizons Land Acquisition.....\$487,865
- Douglas Gardens CMHC.....\$243,939
- Family Emergency Treatment Center..\$731,798
- Hillsborough County Crisis Center..\$150,000

Senator Grant offered the following substitute amendment which was
moved by Senator Silver and adopted:

Substitute Amendment 186—

In Section: 03 On Page: 107 Specific Appropriation: 356C
Delete

Insert

CHILDREN AND FAMILIES, DEPARTMENT OF
District Services
Alcohol, Drug Abuse And Mental Health
Services

356C In Section 03 On Page 107
Grants And Aids To Local Governments And
Nonprofit Organizations - Fixed Capital
Outlay
Substance Abuse/Mental Health Facilities

From Tobacco Settlement Trust Fund 6,180,582 6,205,582

Immediately following Specific Appropriation 356C,
DELETE the following proviso:

Hillsborough County Crisis Center.....\$150,000

Immediately following Specific Appropriation 356C,
INSERT the following proviso:

Hillsborough County Crisis Center.....\$25,000

Amendments 187-190 were withdrawn.

Substitute Amendment 190 was withdrawn.

Amendments 191-197 were withdrawn.

Senators Cowin and Silver offered the following amendment which
was moved by Senator Cowin:

Amendment 198—

In Section: 03 On Page: 136 Specific Appropriation: 452
Delete Insert

HEALTH, DEPARTMENT OF
Program Planning, Support And Regulation

452 In Section 03 On Page 136
Lump Sum

Florida Tobacco Pilot Program
From Tobacco Settlement Trust Fund 50,000,000 49,750,000

Health Services

508B In Section 03 On Page 143
Special Categories

Disease Management/Services
From Tobacco Settlement Trust Fund 3,400,000 3,650,000

At the end of existing proviso language, following
Specific Appropriation 508B, INSERT:

**Orthopedic Surgery and Sports Medicine Institute at the University
of Florida.....\$250,000**

Senator Cowin moved the following substitute amendment which was
adopted:

Substitute Amendment 198—

In Section: 02 On Page: 066 Specific Appropriation:
Delete Insert

In Section 02 On Page 066

On page 66, in the fifth paragraph of proviso
following the Division of Universities on page 65, at
the end of the list of projects which may be funded,
add:

24) Orthopedic Surgery and Sports Medicine Institute-UF

Amendments 199-216 were withdrawn.

Senator Campbell moved the following amendment:

Amendment 217—

In Section: 04 On Page: 403 Specific Appropriation: 2111-A
Delete Insert

STATE COURT SYSTEM
Administered Funds - Judicial

In Section 04 On Page 403
 2111-A Lump Sum
 From General Revenue Fund 1,889,000

Immediately following Specific Appropriation 2111-A,
 INSERT:

The funds provided in Specific Appropriation 2111-A are provided for the Dependency Court Division in the 17th Judicial Circuit.

Senator Campbell moved the following substitute amendment which failed:

Substitute Amendment 217—

In Section: 04 On Page: 403 Specific Appropriation: 2111-A
 Delete Insert
 STATE COURT SYSTEM
 Administered Funds - Judicial

In Section 04 On Page 403
 2111-A Lump Sum
 From General Revenue Fund 895,000

Immediately following Specific Appropriation 2111-A,
 INSERT:

The funds provided in Specific Appropriation 2111-A are provided for the Dependency Court Division in the 17th Judicial Circuit.

The question recurred on **Amendment 217** which was withdrawn.

Senator Campbell moved the following amendment which failed:

Amendment 218—

In Section: 02 On Page: 033 Specific Appropriation: 109
 Delete Insert
 EDUCATION, DEPARTMENT OF, AND
 COMMISSIONER OF EDUCATION
 Public Schools, Division Of

In Section 02 On Page 033
 109 Aid To Local Governments
 Grants And Aids - Florida Educational
 Finance Program

In Section 02 On Page 034

In the seventh line of the sixth paragraph of proviso following Specific Appropriation 109 on page 34, strike: 0.510 mills

and insert the following new proviso: 0.856 mills

Amendment 219 was not used.

SENATOR BURT PRESIDING

THE PRESIDENT PRESIDING

Senators Geller, Klein, Forman, Dawson-White, Jones, Mitchell, Campbell and Meek offered the following amendment which was moved by Senator Geller and failed:

Amendment 220—

In Section: 02 On Page: 033 Specific Appropriation: 109
 Delete Insert
 EDUCATION, DEPARTMENT OF, AND
 COMMISSIONER OF EDUCATION
 Public Schools, Division Of

In Section 02 On Page 033
 109 Aid To Local Governments
 Grants And Aids - Florida Educational
 Finance Program

In Section 02 On Page 034

In the second line of the sixth paragraph of proviso following Specific Appropriation 109 on page 34, strike:

\$3,919,568,188

and insert the following new proviso:

\$4,139,618,583

In the third line of the first paragraph of proviso following Specific Appropriation 109 on page 34, strike:

\$3,146.91

Recalculate the base student allocation to reflect the change in the amount of required local effort taxes

In Section 02 On Page 035

Insert the following new paragraph of proviso following the first full paragraph of proviso following Specific Appropriation 109 on page 35

From the total amount of each district's required local effort tax amount, an amount that is the amount generated by a 0.346 mill levy shall be used by each district only for one or more of the following purposes: (1) implementation of an extended school year, (2) assistance to low performing schools, (3) school construction projects, and (4) authorized safe schools activities.

Amendment 221 was not used.

Senator King moved the following amendment which was adopted:

Amendment 222—

In Section: 05 On Page: 242 Specific Appropriation: 1144E
 Delete Insert

COMMUNITY AFFAIRS, DEPARTMENT OF
 Housing And Community Development,
 Division Of

In Section 05 On Page 242
 1144E Special Categories
 Flagler County

From Grants And Donations Trust 50,000
 Fund

Immediately following Specific Appropriation 1144E,
 INSERT:

Funds provided in Specific Appropriation 1144E reflect the transfer of \$50,000 from the Florida Hurricane Catastrophe Fund.

Amendment 223 was withdrawn.

Senator Geller moved the following amendment which was adopted:

Amendment 224—

In Section: 05 On Page: 242 Specific Appropriation: 1144B
 Delete Insert

COMMUNITY AFFAIRS, DEPARTMENT OF
 Housing And Community Development,
 Division Of

In Section 05 On Page 242
 1144B Special Categories
 South Lake Stormwater Flood Control

From Grants And Donations Trust 40,000
Fund

Following Specific Appropriation 1144A, INSERT:

Funds provided in Specific Appropriation 1144B reflect the transfer of \$40,000 from the Florida Hurricane Catastrophe Fund. These funds shall be provided to the City of Hollywood for a management study of South Lake stormwater flooding.

MOTIONS

On motion by Senator Burt, the rules were waived and staff of the Committee on Budget was instructed to make title amendments and technical changes in **SB 2500** as necessary.

Pursuant to Rule 4.19, **SB 2500** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Casas—

SB 2502—A bill to be entitled An act implementing the 1999-2000 General Appropriations Act; providing legislative intent; amending s. 216.292, F.S.; authorizing the Department of Children and Family Services and the Agency for Health Care Administration to transfer general revenue funds between them; providing that specified funds are to be used to increase the adult mental health equity funding in specified districts of the Department of Children and Family Services and are not subject to the provisions of s. 394.908, F.S.; amending s. 409.9115, F.S.; specifying how the Agency for Health Care Administration shall make payments for the Medicaid disproportionate share program for mental health hospitals; requiring the Agency for Health Care Administration to use a specified disproportionate share formula, specified audited financial data, and a specified Medicaid per diem rate in fiscal year 1999-2000 for qualifying hospitals; amending s. 409.9116, F.S.; providing a formula for rural hospital disproportionate share payments; amending s. 216.181, F.S.; authorizing the Department of Children and Family Services and the Department of Health to advance certain moneys for certain contract services; directing the Agency for Health Care Administration to include health maintenance organization recipients in the county billing for a specified purpose; authorizing the Departments of Children and Family Services, Revenue, Labor and Employment Security, and Health and the Agency for Health Care Administration to transfer positions and funds to comply with the 1999-2000 General Appropriations Act or the WAGES Act; amending s. 216.181, F.S.; authorizing the Department of Children and Family Services to use certain funds for fixed capital outlay expenditures to meet certain federal standards; requiring the Agency for Health Care Administration to take necessary actions to ensure that expenditures for Medicaid transportation do not exceed the amount budgeted and to take certain steps if that becomes impossible; amending s. 216.181, F.S.; authorizing the Department of Law Enforcement to transfer some positions and associated budget and a certain percentage of salary rate between budget entities and providing requirements with respect thereto; authorizing the Department of Law Enforcement to participate in the model career service classification and compensation system, subject to certain conditions; authorizing the Department of Law Enforcement to use certain moneys to provide meritorious-performance bonuses for employees, subject to approval; authorizing the Correctional Privatization Commission and the Department of Juvenile Justice to make certain expenditures to defray costs incurred by a municipality or county as a result of opening a facility of the commission or the department; amending s. 287.064, F.S.; authorizing the Department of Law Enforcement to finance, through the Comptroller's consolidated major equipment financing program, the purchase of certain equipment, software, and services for the Florida Crime Information Center; amending s. 212.20, F.S.; providing for use of moneys allocated to the Solid Waste Management Trust Fund; providing for certain counties to use moneys received for aquatic weed control for recycling purposes; amending s. 403.7095, F.S.; revising the expiration date of the solid waste management grant program; requiring a specified level of funding for counties receiving solid waste management and recycling grants; providing for allocation of funds for innovative programs to address recycling practices and procedures; amending s. 110.1239, F.S.; providing requirements for the funding of the state group health insurance program; amending s. 373.59, F.S.; requiring release of certain moneys by the Secretary of Environmental Protection to water

management districts, upon request; amending s. 287.161, F.S.; requiring the Department of Management Services to charge all persons receiving transportation from the executive aircraft pool a specified rate; providing for deposit and use of such fees; amending s. 15.09, F.S.; authorizing the appropriation of funds from the Public Access Data Systems Trust Fund for the operations of the Department of State; amending s. 253.034, F.S.; authorizing the Department of Transportation to sell certain property used by the Department of Highway Safety and Motor Vehicles; amending s. 334.0445, F.S.; revising the expiration date for the model career service classification and compensation plan; amending s. 216.181, F.S.; authorizing the Department of Transportation to transfer salary rate to the turnpike budget entity to facilitate transferring personnel to the turnpike headquarters facility in Orange County; amending ss. 601.02, 601.15, F.S.; providing for transfer of funds to the Department of Agriculture and Consumer Services for citrus canker eradication; prescribing powers of the Commissioner of Education to reorganize entities, duties, and functions within the Department of Education; providing a limitation; providing for a report; providing for allocation of moneys provided for workforce development and providing for budget amendment when a program is moved; providing for future repeal of various provisions; providing effect of veto of specific appropriation or proviso to which implementing language refers; providing applicability to other legislation; providing performance measures and standards for individual programs within state agencies; providing that the performance measures and standards are directly linked to the appropriations made in the 1999-2000 General Appropriations Act, as required by the Government Performance and Accountability Act of 1994; providing severability; providing an effective date.

—was read the second time by title.

Senator Sebesta moved the following amendment which was adopted:

Amendment 1 (with title amendment)—On page 11, between lines 2 and 3, insert:

Section 10. In order to implement Specific Appropriation 372 of the 1999-2000 General Appropriations Act, subsection (1) of section 402.3015, Florida Statutes, is amended to read:

402.3015 Subsidized child care program; purpose; fees; contracts.—

(1) The purpose of the subsidized child care program is to provide quality child care to enhance the development, including language, cognitive, motor, social, and self-help skills of children who are at risk of abuse or neglect and children of low-income families, and to promote financial self-sufficiency and life skills for the families of these children, unless prohibited by federal law. Priority for participation in the subsidized child care program shall be accorded to children under 13 years of age who are:

(a) Determined to be at risk of abuse, neglect, or exploitation and who are currently clients of the department's Children and Families Services Program Office;

(b) Children at risk of welfare dependency, including children of participants in the WAGES Program, children of migrant farmworkers, children of teen parents, and children from other families at risk of welfare dependency due to a family income of less than 100 percent of the federal poverty level; and

(c)1. Children of working families whose family income is equal to or greater than 100 percent, but does not exceed 150 percent, of the federal poverty level.

2. For the 1999-2000 fiscal year only, eligibility under this paragraph may be expanded to children of working families whose family income does not exceed 200 percent of the federal poverty level and who are enrolled in the Child Care Executive Partnership Program established in s. 409.178. This subparagraph expires July 1, 2000.

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 2, line 7, following the first semicolon (;) insert: amending s. 402.3015, F.S.; providing eligibility guidelines for subsidized child care;

Senator Silver moved the following amendment which was adopted:

Amendment 2 (with title amendment)—On page 11, line 31, insert:

Section 12. In order to implement Specific Appropriation 359 of the 1999-2000 General Appropriations Act, section 39.3065, Florida Statutes, 1998 Supplement, is amended to read:

39.3065 Sheriffs of Pasco, Manatee, and Pinellas Counties to provide child protective investigative services; procedures; funding.—

(1) As described in this section, the Department of Children and Family Services shall, by the end of fiscal year 1999-2000, transfer all responsibility for child protective investigations for Pinellas County, Manatee County, and Pasco County to the sheriff of that county in which the child abuse, neglect, or abandonment is alleged to have occurred. Each sheriff is responsible for the provision of all child protective investigations in his or her county. Each individual who provides these services must complete the training provided to and required of protective investigators employed by the Department of Children and Family Services.

(2) During fiscal year 1998-1999, the Department of Children and Family Services and each sheriff's office shall enter into a contract for the provision of these services. Funding for the services will be appropriated to the Department of Children and Family Services, and the department shall transfer to the respective sheriffs for the duration of fiscal year 1998-1999, funding for the investigative responsibilities assumed by the sheriffs, including federal funds that the provider is eligible for and agrees to earn and that portion of general revenue funds which is currently associated with the services that are being furnished under contract, and including, but not limited to, funding for all investigative, supervisory, and clerical positions; training; all associated equipment; furnishings; and other fixed capital items. The contract must specify whether the department will continue to perform part or none of the child protective investigations during the initial year. The sheriffs may either conduct the investigations themselves or may, in turn, subcontract with law enforcement officials or with properly trained employees of private agencies to conduct investigations related to neglect cases only. If such a subcontract is awarded, the sheriff must take full responsibility for any safety decision made by the subcontractor and must immediately respond with law enforcement staff to any situation that requires removal of a child due to a condition that poses an immediate threat to the child's life. The contract must specify whether the services are to be performed by departmental employees or by persons determined by the sheriff. During this initial year, the department is responsible for quality assurance, and the department retains the responsibility for the performance of all child protective investigations. The department must identify any barriers to transferring the entire responsibility for child protective services to the sheriffs' offices and must pursue avenues for removing any such barriers by means including, but not limited to, applying for federal waivers. By January 15, 1999, the department shall submit to the President of the Senate, the Speaker of the House of Representatives, and the chairs of the Senate and House committees that oversee departmental activities a report that describes any remaining barriers, including any that pertain to funding and related administrative issues. Unless the Legislature, on the basis of that report or other pertinent information, acts to block a transfer of the entire responsibility for child protective investigations to the sheriffs' offices, the sheriffs of Pasco County, Manatee County, and Pinellas County, beginning in fiscal year 1999-2000, shall assume the entire responsibility for such services, as provided in subsection (3).

(3)(a) Beginning in fiscal year 1999-2000, the sheriffs of Pasco County, Manatee County, and Pinellas County have the responsibility to provide all child protective investigations in their respective counties.

(b) The sheriffs of Pasco County, Manatee County, and Pinellas County shall operate, at a minimum, in accordance with the performance standards established by the Legislature for protective investigations conducted by the Department of Children and Family Services.

(c) Funds for providing child protective investigations in Pasco County, Manatee County, and Pinellas County must be identified in the annual appropriation made to the Department of Children and Family Services, which shall award grants for the full amount identified to the respective sheriffs' offices. Funds for the child protective investigations may not be integrated into the sheriffs' regular budgets. Budgetary data

and other data relating to the performance of child protective investigations must be maintained separately from all other records of the sheriffs' offices.

(d) Program performance evaluation shall be based on criteria mutually agreed upon by the respective sheriffs and a committee of seven persons appointed by the Governor and selected from those persons serving on the Department of Children and Family Services District 5 Health and Human Services Board and District 6 Health and Human Services Board. Two of the Governor's appointees must be residents of Pasco County, two of the Governor's appointees must be residents of Manatee County, and two of the Governor's appointees must be residents of Pinellas County. Such appointees shall serve at the pleasure of the Governor. The individuals appointed must have demonstrated experience in outcome evaluation, social service areas of protective investigation, or child welfare supervision. The committee shall submit an annual report regarding quality performance, outcome-measure attainment and cost efficiency, to the President of the Senate, the Speaker of the House of Representatives, and to the Governor no later than January 31 of each year the sheriffs are receiving general appropriations to provide child protective investigations.

(4) *For the 1999-2000 fiscal year only, the Sheriff of Broward County shall perform the same child protective investigative services according to the same standards as are performed by the sheriffs of Pinellas County, Manatee County, and Pasco County under this section. This subsection expires July 1, 2000.*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 2, line 16, following the semicolon (;) insert: amending s. 39.3065, F.S.; providing for the Broward County Sheriff to provide child protective investigative services;

Senator Webster moved the following amendment which was adopted:

Amendment 3 (with title amendment)—On page 11, line 31, insert:

Section 12. (1) *In order to implement Specific Appropriation 363B of the 1999-2000 General Appropriations Act, all Healthy Families Florida contracted service providers shall:*

(a) *Present the following disclaimer both orally and in writing at the initial contact with the parent: "Participation in the Healthy Families Program is voluntary. You are not required to answer any questions other than those required for birth registration and you have the right to decline participation in the program at any time."*

(b) *Furnish, at the participant's request, a copy of all documentation concerning services provided to the participant, including applications and assessments. The private, nonprofit corporation and other applicable service providers shall dispose of all records or documents relating to that individual 5 years after termination from the program.*

(2) *No information other than the name, date of birth, social security number, zip code, and county of residence of participants and their children may be forwarded from the private, nonprofit corporation or other service provider to the Department of Children and Family Services. This information is to be used for evaluation purposes only. No individual participant data may be forwarded to the National Committee to Prevent Child Abuse or any other organization collecting and recording such information.*

(3) *This section expires July 1, 2000.*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 2, line 16, following the semicolon (;) insert: requiring Healthy Families Florida service providers to furnish participants with certain disclaimers and documentation; prohibiting disclosure of certain records by such providers; providing for disposal of records after a specified period;

Senator Silver moved the following amendment which was adopted:

Amendment 4 (with title amendment)—On page 11, line 31, insert:

Section 12. For the purpose of implementing Specific Appropriation 260 of the 1999-2000 General Appropriations Act, paragraph (c) of subsection (3) of section 409.912, Florida Statutes, 1998 Supplement, is amended to read:

409.912 Cost-effective purchasing of health care.—The agency shall purchase goods and services for Medicaid recipients in the most cost-effective manner consistent with the delivery of quality medical care. The agency shall maximize the use of prepaid per capita and prepaid aggregate fixed-sum basis services when appropriate and other alternative service delivery and reimbursement methodologies, including competitive bidding pursuant to s. 287.057, designed to facilitate the cost-effective purchase of a case-managed continuum of care. The agency shall also require providers to minimize the exposure of recipients to the need for acute inpatient, custodial, and other institutional care and the inappropriate or unnecessary use of high-cost services.

(3) The agency may contract with:

(c)1. A federally qualified health center or an entity owned by one or more federally qualified health centers or an entity owned by other migrant and community health centers receiving non-Medicaid financial support from the Federal Government to provide health care services on a prepaid or fixed-sum basis to recipients. Such prepaid health care services entity must be licensed under parts I and III of chapter 641 by January 1, 1998, but shall be prohibited from serving Medicaid recipients on a prepaid basis, until such licensure has been obtained. However, such an entity is exempt from s. 641.225 if the entity meets the requirements specified in subsections (14) and (15).

2. For the 1999-2000 fiscal year only, the licensure requirements under parts I and III of chapter 641 shall not apply to a federally qualified health center or an entity owned by one or more federally qualified health centers or an entity owned by other migrant and community health centers receiving non-Medicaid financial support from the Federal Government to provide health care services on a prepaid or fix-sum basis to recipients. These entities are not prohibited from serving Medicaid recipients on a prepaid basis. This subparagraph expires July 1, 2000.

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 2, line 16, following the semicolon (;) insert: amending s. 409.912, F.S.; providing standards for certain prepaid health care services entities;

Senator Casas moved the following amendments which were adopted:

Amendment 5—On page 14, delete lines 28 and 29 and insert: There is transferred \$13.4 \$11.2 million for surface water improvement and management projects and \$11 \$8 million for the

Amendment 6 (with title amendment)—On page 17, between lines 19 and 20, insert:

Section 22. For the purpose of implementing Specific Appropriation 1656 of the 1999-2000 General Appropriations Act, paragraph (k) of subsection (2) of section 110.205, Florida Statutes, is amended to read:

110.205 Career service; exemptions.—

(2) EXEMPT POSITIONS.—The exempt positions which are not covered by this part include the following, provided that no position, except for positions established for a limited period of time pursuant to paragraph (h), shall be exempted if the position reports to a position in the career service:

(k)1. All officers and employees in the office of the Governor, including all employees at the Governor's mansion, and employees within each separate budget entity, as defined in chapter 216, assigned to the Governor. Unless otherwise fixed by law, the salary and benefits of these positions shall be set by the department as follows:

a.1. The chief of staff, the assistant or deputy chief of staff, general counsel, Director of Legislative Affairs, inspector general, Director of

Cabinet Affairs, Director of Press Relations, Director of Planning and Budgeting, director of administration, director of state-federal relations, and chief prosecutor of the statewide grand jury, and the director of each separate budget entity shall have their salaries and benefits established by the department in accordance with the rules of the Senior Management Service.

b.2. The salaries and benefits of positions not established in *sub-subparagraph a. subparagraph 1.* shall be set by the employing agency. Salaries and benefits of employees whose professional training is comparable to that of licensed professionals under paragraph (q), or whose administrative responsibility is comparable to a bureau chief shall be set by the Selected Exempt Service. The department shall make the comparability determinations. Other employees shall have benefits set as if career service employees.

2. For the 1999-2000 fiscal year only, all officers and employees in the office of the Governor, including all employees at the Governor's mansion, and employees within each separate budget entity, as defined in chapter 216, assigned to the Governor. Unless otherwise fixed by law, the salary and benefits of these positions shall be set by the department as follows:

a. The chief of staff, the assistant or deputy chief of staff, general counsel, Director of Legislative Affairs, chief inspector general, Director of Cabinet Affairs, Director of Press Relations, Director of Planning and Budgeting, director of administration, director of state-federal relations, Director of Appointments, Director of External Affairs, Deputy General Counsel, Governor's Liaison for Community Development, Chief of Staff Lieutenant Governor, Deputy Director of Planning and Budgeting, policy coordinators, and the director of each separate budget entity shall have their salaries and benefits established by the department in accordance with the rules of the Senior Management Service.

b. The salaries and benefits of positions not established in *sub-subparagraph a.* shall be set by the employing agency. Salaries and benefits of employees whose professional training is comparable to that of licensed professionals under paragraph (q), or whose administrative responsibility is comparable to a bureau chief shall be set by the Selected Exempt Service. The department shall make the comparability determinations. Other employees shall have benefits set comparable to legislative staff, except that leave shall be comparable to career service.

c. This subparagraph expires July 1, 2000.

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 3, line 26, following the semicolon (;) insert: amending s. 110.205, F.S.; providing additional exemptions from the Career Service System for personnel of the office of the Governor;

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 7 (with title amendment)—On page 21, line 10 through line 31 on page 23, delete those lines and renumber subsequent sections.

And the title is amended as follows:

On page 4, delete lines 15-18 and insert: County; prescribing

Senator Sullivan moved the following amendment:

Amendment 8 (with title amendment)—On page 24, delete lines 4-11 and insert: *functions and may reassign positions in pay grade 25 and above to the Select Exempt Service category within the Department of Education in order to promote effective and efficient operation of the department. Authorized positions and appropriations may be transferred from one budget entity to another as required to implement the reorganization. The provisions of this section are subject to the requirements of section 216.181, Florida Statutes. The commissioner may not establish, abolish, or consolidate bureaus, sections, or subsections after January 31, 2000, unless such action is approved by the Department of Management Services or by law. The*

And the title is amended as follows:

On page 4, line 20, following "reorganize" insert: personnel,

Senator Klein moved the following amendment to **Amendment 8** which was adopted:

Amendment 8A—On page 1, line 26, delete "Department of Management Services" and insert: Legislature

Amendment 8 as amended was adopted.

Senator Sullivan moved the following amendment which was adopted:

Amendment 9 (with title amendment)—On page 24, between lines 17 and 18, insert:

Section 30. In order to implement Specific Appropriations 9-149 of the 1999-2000 General Appropriations Act, the Commissioner of Education is authorized to establish and implement accountability measures of student achievement for all programs funded in the General Appropriations Act for fiscal year 1999-2000. This section expires July 1, 2000.

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 4, line 22, following the second semicolon (;) insert: authorizing the Commissioner of Education to establish and implement student achievement measures;

Senator Dyer moved the following amendment which was adopted:

Amendment 10 (with title amendment)—On page 24, following line 31, insert:

Section 31. In order to implement Specific Appropriation 154 of the 1999-2000 General Appropriations Act, subsection (3) of section 240.3341, Florida Statutes, is amended to read:

240.3341 Incubator facilities for small business concerns.—

(3)(a) The incubator facility and any improvements to the facility shall be owned by the community college. The community college may charge residents of the facility all or part of the cost for facilities, utilities, and support personnel and equipment. No small business concern shall reside in the incubator facility for more than 5 calendar years. The state shall not be liable for any act or failure to act of any small business concern residing in an incubator facility pursuant to this section or of any such concern benefiting from the incubator facilities program.

(b) Notwithstanding any provision of paragraph (a) to the contrary, and for the 1999-2000 fiscal year only, the incubator facility may be leased by the community college. This paragraph is repealed on July 1, 2000.

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 4, line 26, following the semicolon (;) insert: amending s. 240.3341, F.S.; authorizing community colleges to lease their incubator facilities for small business concerns;

Senator Cowin moved the following amendment which was adopted:

Amendment 11—On page 26, after line 31, insert:

h. Student performance results on locally administered norm-referenced tests at grades 4 and 8 (TBD)

i. For each of the following measures, the Department of Education shall report disaggregated data for students in Exceptional Education and English for Speakers of Other Languages (ESOL) programs:

(I) For Grade 4, percent of students scoring 3 or more on Florida Writes! (70%)

(II) For Grade 4, percent of students who attain proficiency in reading on the FCAT (TBD)

(III) For Grade 5, percent of students who attain proficiency in mathematics on the FCAT. (TBD)

(IV) For Grade 8, percent of students scoring 3 or more on Florida Writes! (80%)

(V) For Grade 8, percent of students who attain proficiency in mathematics on the FCAT (TBD)

(VI) For Grade 8, percent of students who attain proficiency in reading on the FCAT (TBD)

(VII) For Grade 10, percent of students scoring 3 or more on Florida Writes! (85%)

(VIII) For Grade 10, percent of students who attain proficiency in mathematics on the FCAT (TBD)

(IX) For Grade 10, percent of students who attain proficiency in reading on the FCAT (TBD)

(Redesignate subsequent sub-subparagraphs.)

Pursuant to Rule 4.19, **SB 2502** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator McKay—

CS for 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; amending s. 443.231, F.S.; providing an extension for the Florida Training Investment Program; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 108** was placed on the calendar of Bills on Third Reading.

On motion by Senator Lee—

CS for SB 318—A bill to be entitled An act relating to intangible property taxes; amending s. 199.032, F.S.; reducing the rate of such taxes; amending s. 199.185, F.S.; prescribing the amount of accounts receivable subject to the tax as of January 1, 2000; providing that an exemption applies to the last 0.5 mill of the annual tax; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 318** was placed on the calendar of Bills on Third Reading.

On motion by 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.

—was read the second time by title.

Senator Lee moved the following amendment which was adopted:

Amendment 1—On page 1, delete lines 26 and 27 and insert: 509.013(9), within a public lodging establishment as defined in s. 509.013(4), or within an airport as defined in s. 330.27(2).

Senator Cowin moved the following amendment which was adopted:

Amendment 2—On page 2, delete line 3 and insert: *purpose of administering this*

Pursuant to Rule 4.19, **CS for SB 140** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Horne—

CS for SB 172—A bill to be entitled An act relating to taxation; amending ss. 95.091, 193.063, 212.07, 212.11, 212.18, 213.053, 215.26, F.S.; creating ss. 213.235, 213.255, F.S.; amending certain statutes of limitations; reducing the period for tolling of the statute of limitations; prescribing circumstances for the tolling of the statute of limitations as a result of administrative or judicial proceedings; providing for an extension for filing tangible personal property tax returns; providing for the annual issuance of resale certificates to active accounts; delaying the date for paying estimated taxes; increasing the minimum threshold for requiring payment of estimated taxes; authorizing the Department of Revenue to disclose to a dealer or taxpayer whether a specified certificate is active, canceled, inactive, or invalid; providing for periodic adjustment of the rate of interest to be charged on certain tax deficiencies; providing circumstances under which the Department of Revenue is to pay interest to the taxpayer; specifying when applications for refunds must be filed; 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 numbers; 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 read the second time by title.

Senator Horne moved the following amendment which was adopted:

Amendment 1—On page 5, line 4, after “include” insert: *any or all of the following*:

Pursuant to Rule 4.19, **CS for SB 172** 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 Thursday, March 25, 1999: SB 2500, SB 2502, CS for SB 108, CS for SB 318, CS for SB 140, CS for SB 172

Respectfully submitted,
John McKay, Chairman

The Committee on Health, Aging and Long-Term Care recommends the following pass: SB 1036 with 1 amendment

The Committee on Regulated Industries recommends the following pass: SB 1716

The Committee on Transportation recommends the following pass: SB 1446 with 1 amendment

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

The Committee on Fiscal Resource recommends the following pass: SB 1200 with 1 amendment

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

The Committee on Health, Aging and Long-Term Care recommends the following pass: SB 1824 with 1 amendment

The bill was referred to the Committee on Rules and Calendar under the original reference.

The Committee on Fiscal Policy recommends the following pass: HB 1237, CS for SB’s 54 and 902 with 1 amendment, CS for SB 276 with 1 amendment, SB 976, SB 1214, SB 1658, SB 1660, SB 1670, SB 1736, SB 1738, SB 1970, SB 1972, SB 2074

The Committee on Health, Aging and Long-Term Care recommends the following pass: SB 1642

The Committee on Regulated Industries recommends the following pass: SB 2234

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 2268

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1820

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 2066

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1790

The Committee on Children and Families recommends a committee substitute for the following: Senate Bills 2388 and 1946

The Committee on Commerce and Economic Opportunities recommends a committee substitute for the following: SB 256

The Committee on Criminal Justice recommends committee substitutes for the following: SB 1496, SB 1742, SB 1746, SB 1936

The Committee on Education recommends committee substitutes for the following: SB 1006, SB 1756

The Committee on Governmental Oversight and Productivity recommends committee substitutes for the following: SB 2410, SB 2426

The Committee on Health, Aging and Long-Term Care recommends committee substitutes for the following: SB 1348, SB 1406, SB 1760

The Committee on Judiciary recommends a committee substitute for the following: SB 1696

The Committee on Transportation recommends a committee substitute for the following: CS for SB 1056

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 Banking and Insurance recommends a committee substitute for the following: SB 1698

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1594

The Committee on Health, Aging and Long-Term Care recommends a committee substitute for the following: SB 2220

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 Children and Families recommends a committee substitute for the following: SB 1666

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

The Committee on Children and Families recommends a committee substitute for the following: SB 962

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

The Committee on Fiscal Policy recommends a committee substitute for the following: SB 228

The Committee on Health, Aging and Long-Term Care recommends a committee substitute for the following: SB 1408

The Committee on Judiciary recommends a committee substitute for the following: SB 1258

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 Banking and Insurance recommends committee substitutes for the following: SB 1978, SB 1982

The Committee on Commerce and Economic Opportunities recommends a committee substitute for the following: SB 1042

The Committee on Fiscal Policy recommends committee substitutes for the following: CS for SB 386, SB 1648, SB 1650, SB 1734, SB 1954, SB 1960, SB 1962, SB 1964, SB 1966, SB 1968

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: CS for SB 980

The Committee on Health, Aging and Long-Term Care recommends a committee substitute for the following: SB 278

The Committee on Judiciary recommends committee substitutes for the following: SB 284, SB 334, SB 696, SB 2242

The Committee on Regulated Industries recommends committee substitutes for the following: SB 202, SB 1162

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

CREDENTIALS COMMITTEE REPORT

By direction of the President, the following report was ordered published in the Journal:

Honorable Toni Jennings, President
The Florida Senate

March 24, 1999

Dear Madam President:

By letter dated November 23, 1998, and pursuant to Article III, section 2 of the Florida Constitution, and Senate Rule 1.24, you appointed us as a Credentials Committee to review the Election Contest filed concerning Senate District 34; to hold hearings, as necessary; and to report our findings and recommendations to you, as required by the Senate Rule.

Apparently, we are the first Committee of the Florida Senate in modern times to actually hear and report to a Senate President on an Election Contest of this type. We are pioneers.

CHRONOLOGY OF EVENTS

1. Agustin Garcia, the Contestant in this matter, was the duly qualified Democratic candidate for election to Senate District 34 in the 1998 General Election.

2. Senator Alberto "Al" Gutman was the duly qualified Republican candidate for election to Senate District 34 in the 1998 General Election.

3. In the recount at the General Election on November 3, 1998, Agustin Garcia received 31,426 machine votes and 1,166 absentee votes for a total of 32,592 votes.

4. In the recount at the General Election on November 3, 1998, Senator Alberto "Al" Gutman received 30,854 machine votes and 2,039 absentee votes for a total of 32,893 votes. A total of 3,205 absentee ballots were counted in the recount of the District 34 race.

5. The statutorily required automatic recount occurred because the difference between the winner and loser was less than one-half of one percent of the total votes cast.

6. On November 5, 1998, the Dade County Canvassing Board comprised of Dade County Court Judge Linda Singer Stein, Dade County Commissioner (former State Senator) Javier Souto, and Dade County Supervisor of Elections, David C. Leahy, certified the final vote for Senator Gutman, as noted above, at 32,893 and the final vote for Mr. Garcia at 32,592; a 301 vote difference that re-elected Senator Albert "Al" Gutman to office as the Senator from the 34th District.

7. On November 5, 1998, Senator Gutman took his oath of office as required by Article II, section 5(b), Florida Constitution.

8. On November 5, 1998, the Dade County Canvassing Board received a letter from Mr. Garcia's attorney asking for a manual recount based, in part, on an allegation that Senator Gutman's "victory of the District 34 Senate seat was nullified by the omission and later inclusion of a number of absentee ballots which were inadvertently excluded from the vote count." In response to Mr. Garcia's attorney's request, there was a further manual recount of three precincts: absentee "precinct" NO34, and two "regular" precincts: 562 and 578. The overall result of this sampling was 55 votes for Senator Gutman and 54 votes for Mr. Garcia.

9. On November 6, 1998, Mr. Garcia filed a verified civil action in the Circuit Court of the Eleventh Judicial Circuit in Dade County protesting the election returns in Senate District 34. Senator Gutman subsequently filed a Motion to Dismiss the action. The trial proceedings are still pending; however, it is the Committee's full expectation that, in due course, the case will be dismissed by the Court for lack of subject matter jurisdiction, as is required by Article III, section 2, Florida Constitution, and Harden v. Garrett, 583 So.2d 409 (Fla. 1985).

10. On November 12, 1998, the Secretary of State, in accordance with Section 102.155, Florida Statutes, issued a Certificate of Election to Alberto "Al" Gutman as the elected member of Florida Senate District 34.

11. On November 16, 1998, Mr. Garcia timely filed with the Secretary of the Florida Senate, a verified Election Contest which, as indicated above, you referred to this Credentials Committee on November 23, 1998.

12. On December 2, 1998, the Credentials Committee held its initial meeting at which we adopted operating procedures and a schedule.

13. Discovery between the parties in this adversary proceeding was conducted primarily during the month of January 1999.

SUMMARY OF THE WRITTEN CHARGES MADE BY MR. GARCIA

14. In his written submissions, Mr. Garcia stated that he would conclusively establish, by evidence at the Committee hearing, Senator Gutman's active or tacit participation in "massive and pervasive fraud" in the soliciting, collecting, witnessing, turning in, and/or counting of absentee ballots that changed the outcome of the election. Specifically, Mr. Garcia stated he would produce proof of 1,024 "missing ballots" counted "after" the official ballots were counted; an "incredibly high percentage" of illegal or fraudulent signatures; unsolicited ballots provided to absentee voters; absentee ballots signed outside the presence of the witness; absentee ballots that were not in fact voted by the voter; and

perhaps most importantly, Senator Gutman's admission, i.e., "statements of active or tacit participation" in some or all of the above.

SUMMARY OF SENATOR GUTMAN'S WRITTEN RESPONSES

15. In his written responses, Senator Gutman denied that he or anyone else in his campaign management perpetrated, condoned, authorized, or supported any alleged efforts to solicit or create any fraudulent absentee voter ballots in the November General Election for Senate District 34; and further, that Mr. Garcia's allegations were baseless, misleading, and without merit.

EVIDENCE

At the Committee hearing on March 19, 1999, the Committee heard arguments of counsel and live testimony from two witnesses.

16. Mr. Garcia testified essentially that he was 800 votes ahead in the precinct votes but when the absentee votes were counted, Senator Gutman pulled ahead by 301 votes. Mr. Garcia testified that his campaign staff had talked to three or four dozen absentee voters. He relayed the story of witness irregularities specifically involving the absentee ballots of eight voters. Only one voter, an elderly man, stated that he could not remember whether or not he had voted absentee.

17. Even viewed in its most favorable light to Mr. Garcia, his testimony questioned the absentee ballots of only a handful of voters which number could not have changed the result of the election. Mr. Garcia did not implicate Senator Gutman personally in any illegal or fraudulent acts. In fact, Mr. Garcia's attorney began his client's presentation by stating that they were pulling back from the allegations made in their written charge insofar as they had charged Senator Gutman had personally involved himself in fraudulent or illegal conduct. Mr. Garcia's case was essentially based on hearsay information and his argument was based on a tenuous statistical extrapolation.

18. The Committee called FDLE Assistant Commissioner Bob Cummings as a Committee witness. He testified that there were 144 "suspect" absentee ballot envelopes seized by the Florida Department of Law Enforcement in an effort to determine how many, if any, were illegally obtained or fraudulently voted. Agents from the department had interviewed all 144 absentee voters. The Assistant Commissioner's testimony was that all 144 absentee voters confirmed to FDLE agents that they had in fact voted absentee.

The evidence was that a total of four or five others' absentee ballots were witnessed under questionable circumstances.

19. Assistant Commissioner Cummings testified that the eight FDLE agents assigned to the investigation uncovered no evidence that personally implicated Senator Gutman in fraudulent or illegal soliciting, collecting, witnessing, turning in, or counting of absentee ballots in the 1998 General Election.

20. Finally, Assistant Commissioner Cummings testified that the "missing box" of 1,024 absentee ballots in which Senator Gutman had a higher percentage of votes than he obtained at the precinct voting, was never "missing." It was in the custody of the Dade County Elections Department at all times they required that it be. The 1,024 ballots were counted late, but within the time frame for counting all ballots on election eve.

21. There was a proffer of testimony from Dade County Elections Supervisor David C. Leahy who had personal knowledge of the "missing box" issue. His testimony, had he testified in person at our hearing, would have been entirely consistent with that of Assistant Commissioner Cummings.

BURDEN OF PROOF

22. The Burden of Proof is on the Contestant who must prove entitlement to the Contestee's seat. To the extent that the Contestant alleges fraud, it must be proved. Fraud is never to be assumed, even in the closest of elections.

STANDARD OF PROOF

23. The Standard of Proof has several components: the quantitative aspect and the qualitative aspect. As for the **quantity** of the evidence required, applicable legislative precedents in this country have settled on the standard of "fair preponderance" which means more than a simple

preponderance. It is that evidence which raises a clear and satisfactory probability that the allegations are true. As for the **quality** of the evidence, it must be clear and convincing, that is to say, sufficient in the minds of the members to produce a firm belief as to the truth of the allegations made. This qualitative standard is the one that generally applies to the disbarment of attorneys, the revocation or suspension of occupational/professional licenses, and in civil or administrative cases charging fraud and/or corruption by public officials.

24. Thus we conclude that the proper and applicable standard of proof that the Contestant must meet is a "fair preponderance of clear and convincing evidence" that the Contestee fraudulently or illegally participated in the soliciting, obtaining, witnessing, turning in, or counting of absentee ballots in the November 1998 General Election.

APPLICABLE LAW

25. The threshold determination for consideration of an election contest is whether the certified election results reflect the expression of the will of the electorate. Boardman v. Esteve, 323 So.2d 259 (Fla. 1975). In Boardman a losing candidate for judicial office sought to invalidate all absentee ballots based on allegations of substantial irregularities in the absentee ballot process. The Florida Supreme Court held that irregularities found in the absentee ballot process did not warrant invalidating the ballots and disenfranchising the voters stating:

In developing a rule regarding how far irregularities in absentee ballots will affect the result of the election, a fundamental inquiry should be whether or not the irregularity complained of has prevented a full, fair, and free expression of the public will. Unless the absentee voting laws which have been violated in the casting of the vote expressly declared that the particular act is essential to the validity of the ballot, or that its omission will cause the ballot not to be counted, the statute should be treated as directory, not mandatory. Provided such irregularity is not calculated to affect the integrity of the ballot or election. (e.s.)

Id. At 38.

26. The Florida Supreme Court's decision in Boardman was recently reaffirmed in Beckstrom v. Volusia County Canvassing Board, 707 So.2d 720 (Fla. 1998). The Beckstrom case involved a challenge to a sheriff's election in which the trial court found that election officials had committed gross negligence in failing to substantially comply with the absentee ballot process. The Florida Supreme Court held, however, that even where there is demonstrated substantial noncompliance with the absentee ballot statute, the certified election results should be sustained unless it is clearly proven that the election does not express the will of the voters:

We hold that there is a necessary distinction between an election contest with a judicial determination of fraud and an election contest with a judicial determination of substantial noncompliance with statutory election procedures, even if the noncompliance is determined to be a result of gross negligence by election officials. Such a distinction is required in order to respect the fundamental principle upon which we based our decision in Boardman. As the trial court in this case recognized, the essence of our Boardman decision is that a trial court's factual determination that a contested certified election reliably reflects the will of the voters outweighs the court's determination of unintentional wrongdoing by election officials in order to allow the real parties in interest—the voters—to prevail. By unintentional wrongdoing, we mean noncompliance with statutorily mandated election procedures in situations in which the noncompliance results from incompetence, lack of care, or, as we find occurred in this election, the election officials' erroneous understanding of the statutory requirements. In sum, we hold that even in a situation which a trial court finds substantial noncompliance caused by unintentional wrongdoing as we have defined it, the court is to void the election only if it finds that the substantial noncompliance resulted in doubt as to whether a certified election reflected the will of the voters. (e.s.)

Id. At 725.

CONCLUSION

27. Not only has Mr. Garcia failed to meet his burden of proving Senator Gutman's direct, personal involvement in fraudulent or illegal participation in the soliciting, obtaining, witnessing, turning in, or counting of absentee ballots as he said he would, Mr. Garcia has failed even to meet the Boardman/Beckstrom test, namely, that the acts of

others subverted the will of the electorate and changed the outcome of the election.

RECOMMENDATION

Accordingly, it is our unanimous recommendation that this election challenge be **denied**.

Respectfully submitted,

s/William G. "Doc" Myers, Chairman
s/Ron Klein *s/John Laurent*
s/Pat Thomas *s/Tom Lee*

s/D. Stephen Kahn, Committee Counsel

Honorable Toni Jennings, President
 The Florida Senate

March 24, 1999

Dear Madam President:

Separate from our District 34 Election Contest Report that we are filing with you this date, we want to point out a problem that became apparent during our Committee proceedings.

Senate Rule 1.24 allows any person (presumably the losing candidate) to file with the Senate, a timely notice of an Election Contest. Whether the Election Contest is eventually shown to contain meaty allegations or is "baseless, misleading, and totally without merit," the Senate President is nevertheless required by the Rule to appoint a Credentials Committee and to put into play, a long, time-consuming, expensive defensive action by the incumbent.

It seems reasonable to us for Senate Rule 1.24 to be amended to include a reasonable threshold requirement of going forward, or a kick-out provision similar to that contained in Senate Rule 1.42, or in §112.324(9), F.S.

This review could be fashioned and balanced to screen out meritless contests, but allow those with facial merit and some factual basis to proceed, thus according the Contestant (and Contestee) legislative due process.

Sincerely,

s/William G. "Doc" Myers, Chairman
s/Ron Klein *s/John Laurent*
s/Pat Thomas *s/Tom Lee*

s/D. Stephen Kahn, Committee Counsel

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator King—

SB 2528—A bill to be entitled An act relating to the lottery; expressing the legislative intent to enhance the Florida Lottery; providing an effective date.

—was referred to the Committee on Fiscal Resource.

By Senator Webster—

SB 2530—A bill to be entitled An act relating to state-administered retirement systems; amending s. 112.63, F.S.; providing for review and comment on local government retirement system actuarial valuation reports and impact statements on a triennial basis; clarifying the basis of required payments; amending s. 112.65, F.S.; modifying the limitation on benefits for service under more than one retirement system or plan; amending s. 121.011, F.S.; clarifying requirements related to consolidation of existing retirement systems and preservation of rights; amending s. 121.021, F.S.; redefining "creditable service" to conform the definition to existing law; clarifying creditable service provisions for certain school board employees; amending s. 121.031, F.S.; authorizing the Division of Retirement to adopt rules; reenacting s. 121.051(6), F.S., relating to Florida Retirement System membership status of blind vending facility operators; reenacting ss. 121.052(7)(a), 121.055(3)(a), 121.071(1), F.S., relating to contribution rates; amending ss. 121.052, 121.055, 121.071, F.S.; changing contribution rates for specified classes and subclasses of

the system; correcting an error; conforming provisions relating to de minimis accounts to federal law; amending s. 121.081, F.S.; clarifying provisions relating to past service and prior service; amending s. 121.091, F.S.; clarifying proof of disability requirements; modifying provisions relating to death benefits to permit purchase of certain retirement credit by joint annuitants; clarifying the contribution rate and interest required to be paid for such purchases; updating references; amending s. 121.122, F.S.; correcting a reference; amending 121.24, F.S.; authorizing the State Retirement Commission to adopt rules; amending s. 121.35, F.S.; conforming provisions relating to de minimis accounts to federal law; amending s. 121.40, F.S., to remove reemployment limitations and reenacting subsection (12), relating to contribution rates for the supplemental retirement program for the Institute of Food and Agricultural Sciences at the University of Florida; reenacting s. 413.051(11), (12), F.S., relating to Florida Retirement System membership eligibility and retirement contribution payments for blind vending facility operators; amending s. 112.18, F.S.; providing presumptions that certain illnesses incurred by law enforcement officers are done so in the line of duty; repealing s. 121.027, F.S., relating to the division's rulemaking authority for ch. 97-180, Laws of Florida; providing an effective date.

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

By Senator Holzendorf—

SB 2532—A bill to be entitled An act relating to insurance; amending s. 627.7282, F.S.; revising provisions relating to cancellation of motor vehicle insurance; amending s. 627.7283, F.S.; allowing an insurer to return unearned premium after the effective date of a policy cancellation; amending s. 627.7295, F.S.; revising the term of a cancellation period; amending s. 627.848, F.S.; revising certain reporting and return of premium obligations of insurers and premium finance companies in the event of cancellations by the finance companies; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Dawson-White—

SB 2534—A bill to be entitled An act relating to legal immigrants; amending ss. 409.814, 414.095, 414.31, F.S.; creating s. 409.9041, F.S.; providing for certain children who are ineligible under Medicaid and Title XXI to be enrolled in Florida Kidcare and to receive state funds; providing for state-only payment for a Medical Assistance Program for certain immigrants; redefining the terms "qualified noncitizen" and "nonqualified noncitizen"; providing for a state food stamp program for certain needy legal immigrants; providing an effective date.

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

By Senator Diaz-Balart—

SB 2536—A bill to be entitled An act relating to underground storage tank systems and the petroleum contamination cleanup program; amending s. 376.301, F.S.; redefining the term "facility"; amending s. 376.305, F.S.; providing a deadline for submittal of an application under the Abandoned Tank Restoration Program; amending s. 376.3071, F.S.; providing for funding; providing exceptions from cost recovery for sites eligible for petroleum contamination cleanup funding; deleting provisions relating to nonreimbursable voluntary cleanup; authorizing the Department of Environmental Protection to recover overpayments of certain reimbursement claims; providing for the termination of negotiations after a specified time; deleting provisions relating to an exclusion from participation in the petroleum contamination participation program for persons who knowingly acquire title to contaminated property; creating s. 376.30714, F.S.; providing authority for the department and owners of existing contaminated property eligible for state-funded site cleanup to enter into a cost-sharing agreement for site rehabilitation when a new discharge occurs; providing an effective date.

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

By Senator Jones—

SB 2538—A bill to be entitled An act relating to affordable housing; expressing the legislative intent to revise the laws in order to promote affordable housing in Monroe County; providing an effective date.

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

By Senator Bronson—

SB 2540—A bill to be entitled An act relating to the commercial space industry; amending s. 14.2015, F.S.; providing for the Spaceport Florida Authority to become part of the economic development functions of the Office of Tourism, Trade, and Economic Development; amending s. 196.012, F.S.; redefining the term “governmental purpose”; amending s. 196.1994, F.S.; expanding the space laboratories exemption from ad valorem taxation; amending s. 212.02, F.S.; redefining the term “retail sale” and defining the term “space operations”; providing legislative intent; amending ss. 212.031, 212.04, 212.06, 212.08, F.S.; providing for exemptions from the tax on sales, use, and other transactions; providing legislative intent; amending s. 288.063, F.S.; authorizing the Spaceport Florida Authority to make recommendations about and to enter into contracts for transportation projects; amending s. 288.075, F.S.; adding the Spaceport Florida Authority to a list of economic development agencies whose records are confidential; amending s. 288.108, F.S.; providing for the qualification of space-related development as a new high-impact sector business; amending s. 288.35, F.S.; redefining the term “government agency”; amending s. 288.901, F.S.; adding a member to the board of directors of Enterprise Florida, Inc.; amending s. 288.905, F.S.; adding aerospace economic development to the Enterprise Florida, Inc., strategic plan for the state; amending s. 288.9412, F.S.; adding a member to the board of directors of the International Trade and Economic Development Board; amending s. 288.9415, F.S.; authorizing the Spaceport Florida Authority to apply for international trade grants; amending s. 288.975, 288.976, 288.977, 288.980, F.S.; providing for the Spaceport Florida Authority to become involved with military base closure and reuse; amending s. 331.305, F.S.; authorizing Spaceport Florida Authority personnel to participate in specified education and training; creating ss. 331.370, 331.371, 331.372, 331.373, 331.374, 331.375, 331.377, 331.378, 331.379, F.S.; creating the Florida Commercial Space Financing Corporation Act; providing legislative intent; defining terms; providing for the powers of the corporation; authorizing fees to defray operating expenses; creating a board of directors and specifying its powers and duties; providing for the board to appoint a president to administer the programs of the corporation; requiring an audit and review by other agencies; providing for revenues; creating s. 331.380, F.S.; creating the Florida Space Industry and Research Facility Development Program within the Spaceport Florida Authority to finance space industry research, manufacturing, and other support programs; providing for funding and the deposit of funds into the Florida Spaceport Commercial Financing Corporation Trust Fund; creating s. 331.381, F.S.; creating the Spaceport Management Council within the Spaceport Florida Authority to coordinate activities increasing the operability of space launch facilities; providing for the membership and duties of an executive board and the Space Industry Committee within the Spaceport Management Council; providing for assistance from other state agencies; providing appropriations; providing an effective date.

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

By Senator Bronson—

SB 2542—A bill to be entitled An act relating to the Florida Commercial Space Financing Corporation Trust Fund; creating s. 331.376, F.S.; creating the Florida Commercial Space Financing Corporation Trust Fund; providing for its purposes; providing for review and termination or re-creation of the trust fund; providing a contingent effective date.

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

By Senator Bronson—

SB 2544—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for certain records and information used in an application for financial assistance from the Florida Commercial Space Financing Corporation; 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 Holzendorf—

SB 2546—A bill to be entitled An act relating to mental health and substance abuse services; amending s. 394.66, F.S.; conforming references; amending s. 394.74, F.S.; authorizing the Department of Children and Family Services to use unit cost methods of payment in contracts for mental health and substance abuse services; amending s. 394.78, F.S.; requiring the department to establish certain contract, payments, and accounting standards; directing the department to propose revisions to pt. IV of ch. 394, F.S., relating to community alcohol, drug abuse, and mental health services; requiring a report; amending s. 397.419, F.S.; providing quality assurance program requirements for substance abuse services; providing for district quality assurance coordinators, contingent upon specific appropriation; creating s. 397.92, F.S.; providing goals of the children’s substance abuse services system; creating s. 397.93, F.S.; specifying target populations; creating s. 397.94, F.S.; requiring each district of the Department of Children and Family Services to develop a children’s substance abuse information and referral network by a specified date; creating s. 397.95, F.S.; requiring certain service providers to comply with licensure requirements and department rules; creating s. 397.951, F.S.; providing for the integration of treatment and sanctions; creating s. 397.96, F.S.; providing for intensive case management for certain complex cases; creating s. 397.97, F.S.; creating the Children’s Network of Care Demonstration Models for local delivery of substance abuse services; providing a time limitation; providing for purchase of services; providing criteria for operation; creating s. 397.98, F.S.; providing for utilization management under the demonstration models; creating s. 397.99, F.S.; providing for award of school substance abuse prevention partnership grants; providing procedures for application and review; providing criteria for funding and requirements for operation of programs funded; providing for rules; creating s. 397.997, F.S.; providing for a prevention website; creating s. 397.998, F.S.; directing the department to establish a program to provide drug-free communities support match grants, contingent upon specific appropriations; providing purposes, eligibility, and procedures; authorizing department rules; providing an effective date.

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

By Senator King—

SB 2548—A bill to be entitled An act relating to enterprise zones; creating s. 290.0069, F.S.; directing the Office of Tourism, Trade, and Economic Development to designate a pilot project area within an enterprise zone; providing qualifications for such area; providing that certain businesses in such area are eligible for credits against the tax on sales, use, and other transactions and corporate income tax; providing for computation of such credits; providing application procedures and requirements; providing rulemaking authority; requiring a review and report by the Office of Program Policy Analysis and Government Accountability; providing for future repeal and revocation of such designation; providing an effective date.

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

By Senator King—

SB 2550—A bill to be entitled An act relating to port or aviation authorities; creating part VII of ch. 163, F.S.; providing a definition; providing a purpose; providing for creation of a Port or Aviation Authority Ad Valorem Tax Improvement Fund in each county in which a port or aviation authority is located; providing for deposit of ad valorem taxes paid by such authority in the fund; authorizing the tax collector to retain an amount for administrative costs; providing for use of such funds by the authority; providing for future review and repeal; providing an effective date.

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

By Senator King—

SB 2552—A bill to be entitled An act relating to workers' compensation; amending s. 440.02, F.S.; revising definitions; amending s. 440.09, F.S.; excluding employees covered under the Defense Base Act; amending s. 440.102, F.S.; providing requirements and procedures for conducting certain drug tests and for reporting and preserving results of drug tests; requiring certain contractors under state contract to implement a drug-free workplace; amending s. 440.12, F.S.; providing for electronic payment of compensation payments; amending s. 440.13, F.S.; revising requirements for submission of certain medical reports and bills; granting rehabilitation providers access to medical records; amending s. 440.134, F.S.; authorizing individually self-insured employers to provide medical benefits with or without managed care arrangements; amending s. 440.14, F.S.; requiring employees to provide certain loss of earnings information for purposes of certain average weekly wage calculations; amending s. 440.15, F.S.; clarifying provisions relating to permanent total disability supplemental benefits; amending s. 440.185, F.S.; authorizing the division to contract with a private entity for collection of certain policy information; amending s. 440.192, F.S.; revising requirements and procedures for filing petitions for benefits; amending s. 440.20, F.S.; providing for payment of compensation by direct deposit under certain circumstances; revising the period for payment; revising lump sum settlement requirements; amending s. 440.25, F.S.; imposing a timeframe for certain pretrial hearings; amending s. 440.271, F.S.; directing the First District Court of Appeals to establish a specialized division for certain purposes; amending s. 440.34, F.S.; revising terms to conform; amending ss. 440.49 and 440.51, F.S.; providing definitions relating to net premiums; amending s. 627.311, F.S.; providing for use of surplus for purposes of funding certain deficits; repealing s. 440.45(3), F.S., relating to judges of compensation claims serving as docketing judges; providing effective dates.

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

By Senator King—

SB 2554—A bill to be entitled An act relating to provider contracts; creating s. 626.8812, F.S.; requiring an insurance administrator to pay certain contract provider claims under certain circumstances; providing requirements for administrators in denying claims; requiring contract providers to provide certain information under certain circumstances; specifying conditions of payment of claims; providing for interest on overdue claim payments; requiring payment of claims within a time certain; amending s. 641.31, F.S.; authorizing a subscriber to terminate a health maintenance contract under certain circumstances; limiting certain activities by a health maintenance organization between open enrollment periods; authorizing a health maintenance organization to amend a contract under certain circumstances; amending s. 641.315, F.S.; prohibiting certain provisions in contracts between health care providers and health maintenance organizations; providing application; amending s. 641.3155, F.S.; providing application to fiscal intermediary services organizations; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator King—

SB 2556—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 King—

SB 2558—A bill to be entitled An act relating to biomedical research; creating s. 240.5125, F.S.; establishing a biomedical research program within the Department of Health; providing goals; providing for use of funds appropriated from the Tobacco Settlement Trust Fund; creating the Biomedical Research Advisory Council; providing for membership and organization; providing for staff and assistance of the department; providing duties of the council; providing for applications for and award of biomedical research grants and fellowships; providing for appointment of peer review panels; providing for ethical conduct of the council and peer review panels; authorizing the department to contract for administration of the program; providing a limitation of administrative expenses; authorizing the department to adopt rules; requiring an annual 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 King—

SB 2560—A bill to be entitled An act relating to health care; establishing the Women and Heart Disease Task Force; providing for membership; specifying responsibilities; requiring a report; providing for future repeal; providing an appropriation; providing an effective date.

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

By Senator Saunders—

SB 2562—A bill to be entitled An act relating to regulation of health care practitioners; amending s. 232.435, F.S.; correcting a reference; amending s. 381.026, F.S.; providing a definition; amending s. 381.0261, F.S.; providing that the Department of Health or a regulatory board, rather than the Agency for Health Care Administration, may impose an administrative fine against any health care provider who fails to make available to patients a summary of their rights as required by law; amending s. 455.501, F.S.; redefining the terms "health care practitioner" and "licensee"; amending s. 455.507, F.S.; revising provisions relating to good standing of members of the Armed Forces with administrative boards to provide applicability to the department when there is no board; providing gender neutral language; amending s. 455.521, F.S.; providing powers and duties of the department for the professions, rather than boards, under its jurisdiction; amending s. 455.564, F.S.; prescribing the expiration date of an incomplete license application; revising the form and style of licenses; providing authority to the department when there is no board to adopt rules on videocassette courses used for continuing education purposes; revising and providing requirements relating to obtaining continuing education credit in risk management; correcting a reference; amending s. 455.565, F.S.; revising information required for licensure of designated health care professionals; amending s. 455.567, F.S.; defining sexual misconduct and prohibiting it in the practice of a health care profession; providing penalties; amending s. 455.574, F.S.; revising provisions relating to review of an examination after failure to pass it; amending s. 455.587, F.S.; providing authority to the department when there is no board to determine by rule the amount of license fees for the profession regulated; providing for a fee for issuance of a wall certificate to certain licensees or for a duplicate wall

certificate; amending s. 455.604, F.S.; requiring instruction on human immunodeficiency virus and acquired immune deficiency syndrome as a condition of licensure and relicensure to practice dietetics and nutrition or nutrition counseling; amending s. 455.607, F.S.; correcting a reference; amending s. 455.624, F.S.; revising and providing grounds for discipline; providing penalties; providing for assessment of certain costs; amending s. 455.654, F.S.; redefining the terms "health care provider" and "referral" under the Patient Self-Referral Act of 1992; amending s. 455.664, F.S.; requiring additional health care practitioners to include a certain statement in advertisements for free or discounted services; correcting terminology; amending s. 455.667, F.S.; authorizing the department to obtain patient records, billing records, insurance information, provider contracts, and all attachments thereto under certain circumstances for purposes of disciplinary proceedings; amending s. 455.687, F.S.; providing for the suspension or restriction of the license of any health care practitioner who tests positive for drugs under certain circumstances; amending s. 455.694, F.S.; providing financial responsibility requirements for midwives; creating s. 455.712, F.S.; providing requirements for active status licensure of certain business establishments; amending s. 457.102, F.S.; defining the term "prescriptive rights" with respect to acupuncture; amending s. 458.305, F.S.; redefining the term "practice of medicine"; amending s. 458.307, F.S.; correcting terminology and a reference; removing an obsolete date; amending s. 458.311, F.S.; revising provisions relating to licensure as a physician by examination; eliminating an obsolete provision relating to licensure of medical students from Nicaragua and another provision relating to taking the examination without applying for a license; amending s. 458.3115, F.S.; updating terminology; amending s. 458.313, F.S.; revising provisions relating to licensure by endorsement; repealing provisions relating to reactivation of certain licenses issued by endorsement; amending s. 458.315, F.S.; providing additional requirements for recipients of a temporary certificate for practice in areas of critical need; amending s. 458.3165, F.S.; prescribing authorized employment for holders of public psychiatry certificates; correcting a reference; amending s. 458.317, F.S.; providing for conversion of an active license to a limited license for a specified purpose; amending s. 458.331, F.S.; revising and providing grounds for discipline; providing penalties; amending s. 458.347, F.S.; revising provisions relating to temporary licensure as a physician assistant; amending s. 459.003, F.S.; redefining the term "practice of osteopathic medicine"; amending s. 459.0075, F.S.; providing for conversion of an active license to a limited license for a specified purpose; amending s. 459.015, F.S.; revising and providing grounds for discipline; providing penalties; amending s. 460.403, F.S.; redefining the term "practice of chiropractic medicine"; amending s. 460.406, F.S.; requiring the Board of Chiropractic Medicine by rule to establish qualifications for serving as a supervising chiropractic physician and procedures for approving a supervising chiropractic physician; amending s. 460.413, F.S.; increasing the administrative fine; amending s. 461.003, F.S.; defining the term "certified podiatric X-ray assistant" and the term "direct supervision" with respect thereto; redefining the term "practice of podiatric medicine"; amending s. 461.006, F.S.; revising the residency requirement to practice podiatric medicine; amending s. 461.007, F.S.; revising requirements for renewal of license to practice podiatric medicine; amending s. 461.013, F.S.; revising and providing grounds for discipline; providing penalties; creating s. 461.0135, F.S.; providing requirements for operation of X-ray machines by certified podiatric X-ray assistants; amending s. 464.008, F.S.; providing for remediation upon failure to pass the examination to practice nursing a specified number of times; amending s. 464.022, F.S.; providing an exemption from regulation relating to remedial courses; amending s. 465.003, F.S.; defining the term "data communication device"; 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; increasing the administrative fine; 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.; correcting cross-references, to conform; 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; creating the Task Force for the Study of Collaborative Drug Therapy Management; providing for staff support from the department; providing for participation by specified associations and entities; providing responsibilities; requiring a report to the Legislature; amending s. 466.003, F.S.; redefining the term "dentistry"; amending s. 466.021, F.S.; revising requirements relating to dental work orders required of unlicensed persons; amending s. 468.1115, F.S.; revising an exemption from regulation as a speech-language pathologist or audiologist; amending s. 468.1155, F.S.; revising requirements for provisional licensure to practice speech-language pathology or audiology; amending s. 468.1215, F.S.; revising requirements for certification as a speech-language pathologist or audiologist assistant; amending s. 468.307, F.S.; authorizing the issuance of subcategory certificates in the field of radiologic technology; amending s. 468.506, F.S.; correcting references; creating s. 468.519, F.S.; prohibiting sexual misconduct in the practice of dietetics and nutrition; providing penalties; 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 relating to regulation of athletic trainers; amending s. 20.43, F.S.; placing the board under the Division of Medical Quality Assurance of the department; providing for termination of the council and the terms of council members; authorizing consideration of former council members for appointment to the board; amending s. 468.805, F.S.; revising grandfathering provisions for the practice of orthotics, prosthetics, or pedorthics; amending s. 468.806, F.S.; providing for approval of continuing education providers; amending s. 478.42, F.S.; redefining the term "electrolysis or electrology"; amending s. 483.041, F.S.; redefining the terms "clinical laboratory" and "licensed practitioner" and defining the term "clinical laboratory examination"; amending s. 483.803, F.S.; redefining the terms "clinical laboratory examination" and "licensed practitioner of the healing arts"; revising a reference; amending ss. 395.7015, 408.07, F.S.; correcting cross-references, to conform; amending s. 483.807, F.S.; revising provisions relating to fees for approval as a laboratory training program; amending s. 483.809, F.S.; revising requirements relating to examination of clinical laboratory personnel for licensure and to registration of clinical laboratory trainees; amending s. 483.812, F.S.; revising qualification requirements for licensure of public health laboratory scientists; amending s. 483.813, F.S.; eliminating a provision authorizing conditional licensure of clinical laboratory personnel for a specified period; amending s. 483.821, F.S.; authorizing continuing education or retraining for candidates who fail an examination a specified number of times; amending s. 483.824, F.S.; revising qualifications of clinical laboratory directors; amending s. 483.825, F.S.; revising and providing grounds for discipline; providing penalties; amending s. 483.901, F.S.; correcting a reference; eliminating a provision authorizing temporary licensure as a medical physicist; correcting the name of a trust fund; amending s. 484.007, F.S.; revising requirements for opticians who supervise apprentices; amending s. 484.0512, F.S.; requiring sellers of hearing aids to refund within a specified period all moneys required to be refunded under trial-period provisions; amending s. 484.053, F.S.; increasing the penalty applicable to prohibited acts relating to the dispensing of hearing aids; amending s. 484.056, F.S.; providing that violation of trial-period requirements is a ground for disciplinary action; providing penalties; amending ss. 486.041, 486.081, 486.103, and 486.107, F.S.; eliminating provisions authorizing issuance of a temporary permit to work as a physical therapist or physical therapist assistant; amending s. 490.003, F.S.; deferring a revision to the definition of the terms "doctoral-level psychological education" and "doctoral degree in psychology"; amending s. 490.005, F.S.; revising educational requirements for licensure as a psychologist by examination; changing a date, to defer certain educational requirements; amending s. 490.006, F.S.; providing additional requirements for licensure as a psychologist by endorsement; amending s. 490.0085, F.S.; correcting the name of a trust fund; amending s. 491.0045, F.S.; revising requirements for registration as a clinical social worker intern, marriage and family therapist intern, or mental health counselor intern; amending s. 491.0046, F.S.; revising requirements for provisional licensure of

clinical social workers, marriage and family therapists, and mental health counselors; amending s. 491.005, F.S.; revising requirements for licensure of clinical social workers, marriage and family therapists, and mental health counselors; providing for certification of education of interns; providing rulemaking authority to implement education and experience requirements for licensure as a clinical social worker, marriage and family therapist, or mental health counselor; revising future licensure requirements for mental health counselors and providing rulemaking authority for implementation thereof; amending s. 491.006, F.S.; revising requirements for licensure or certification by endorsement; amending s. 491.0085, F.S.; requiring laws and rules courses and providing for approval thereof, including providers and programs; correcting the name of a trust fund; amending s. 491.014, F.S.; revising an exemption from regulation relating to certain temporally limited services; amending ss. 626.883, 641.316, F.S.; providing for a detailed explanation of benefits to be included in all payments to a health care provider by a fiscal intermediary; providing effective dates.

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

SR 2564—Not referenced.

By Senator King—

SB 2566—A bill to be entitled An act relating to real estate brokers and salespersons; amending s. 475.011, F.S.; providing an exemption from regulation under pt. I, ch. 475, F.S., relating to real estate brokers, salespersons, and schools, for any federally insured depository institution, or any parent, subsidiary, or affiliate thereof, in connection with the purchase or sale of a business enterprise; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senator King—

SB 2568—A bill to be entitled An act relating to financial matters; creating s. 215.245, F.S.; authorizing the state and agencies or political subdivisions thereof to enter into hold harmless agreements with the Federal Government when required by federal law to obtain federal funding; providing an effective date.

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

By Senator King—

SB 2570—A bill to be entitled An act relating to veterans' affairs; creating the Florida State Veterans Cemetery Act; providing a short title; providing definitions; providing for creation of the Florida State Veterans Cemetery System; providing for administration of the system by the Department of Veterans' Affairs; providing specified powers of the department; creating a site selection commission; providing for membership of the commission; providing site selection criteria; providing for application for federal assistance; providing for funding of the Florida State Veterans Cemetery System; providing a contingent effective date.

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

By Senator King—

SB 2572—A bill to be entitled An act relating to trust funds; creating the Florida State Veterans Cemetery System 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 Clary—

SB 2574—A bill to be entitled An act relating to South Walton Fire District, Walton County; creating and describing the district; prescribing its powers; providing for a board of fire commissioners; providing for terms of office and for filling vacancies in office; providing for meetings, minutes of meetings, and public access; providing for financial matters; authorizing ad valorem taxes; authorizing the district to accept gifts and donations; providing the district's fiscal year; providing for collection of taxes; providing limits and guidelines for indebtedness of the district; prescribing authorized uses of district funds; providing penalties; ratifying actions previously taken; 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 Bronson—

SB 2576—A bill to be entitled An act relating to Brevard County; amending ch. 94-419, Laws of Florida, as amended; providing a procedure for the issuance of new licenses for the harvesting of clams; providing an expiration date; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senators Grant, Sebesta, Lee and Hargrett—

SB 2578—A bill to be entitled An act relating to Hillsborough County; amending s. 1 of chapter 98-499, Laws of Florida; requiring that a hospital in Hillsborough County bill the insurer or other payor of third-party benefits prior to recording a lien; requiring that the board of county commissioners of Hillsborough County revise any ordinance adopted under chapter 98-499, Laws of Florida, to incorporate amendments made to the chapter 98-499, Laws of Florida; repealing chapter 98-499, Laws of Florida, unless the board of county commissioners enacts an ordinance authorizing liens to enforce payment for the medical care of residents of Hillsborough County; providing an effective date and an expiration date.

Proof of publication of the required notice was attached.

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

By Senator Saunders—

SB 2580—A bill to be entitled An act relating to the County Line Drainage District, Lee County; amending chapter 67-723, Laws of Florida, as amended; setting out the boundaries of the district; providing powers, duties, and functions of the district and of its board of supervisors; providing for election of board members; providing for severability; providing for construction in cases of conflict; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senators Grant, Lee, Hargrett and Sebesta—

SB 2582—A bill to be entitled An act relating to the Carrollwood Recreation District, Hillsborough County; providing intent; deleting provisions which have had their effect; improving clarity; adding definitions; providing for nonpartisan, biennial elections and a transition schedule; providing for appointment of trustees under certain circumstances; clarifying voting procedures of the trustees; adding standard business practices of the district, including adopting bylaws, creating a petty cash fund, calling meetings, investing the funds of the district,

opening an account at its designated depository, entering into agreements, and acquiring and disposing of property; repealing chapter 98-475, Laws of Florida; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senators Grant, Sebesta, Lee and Hargrett—

SB 2584—A bill to be entitled An act relating to the Twelve Oaks Special District, Hillsborough County; consolidating, compiling, and codifying extant laws pertaining to the district; providing legislative intent; deleting provisions that have expired, 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; improving clarity and facilitating correct interpretation; providing notice that the district is an independent special district approved by referendum; adding definitions; providing for election of trustees in nonpartisan, biennial elections in even-numbered years; providing for the payment of a qualifying fee; providing for certain exemptions to chapter 106, F.S., relating to campaign financing; providing a transition schedule; revising ballot language requirements; providing the date trustees take office; providing for the appointment of trustees under certain circumstances; providing that the board is a public body and shall conduct its business accordingly; providing an exception for the disbursement of certain funds; conforming the law to s. 768.28, F.S., relating to trustees' civil liability and immunity from suit; enumerating the powers and duties of the district in a single section; clarifying and conforming the law to the actual business practices of the district, which practices are routine in nature but not previously enumerated, including the responsibility to insure the facilities, properties, operations, and trustees of the district, to adopt bylaws, to enter into agreements, to operate, supervise, and maintain recreational facilities or enter into arrangements with others for same, to establish, charge, and collect fees for use of the facilities, to employ personnel, to transfer funds among line items, to provide for the creation of a petty cash fund and to make expenditures from same, to create and maintain reserves for certain known or planned expenditures, to invest surplus and reserve funds by resolution in certain accounts, and to adopt bylaws relating to calling special and other meetings; adding new powers, including the power to direct the supervisor to place certain referendums on the ballot, and to perform, when not excepted by this act and when otherwise applicable, duties required by general law relating to special districts and to the levy of non-ad valorem assessments; conforming the law to the requirements of ch. 197, F.S.; providing for the dissolution of the district in accordance with general law; providing a savings clause; repealing chapters 82-305 and 84-438, Laws of Florida, relating to the district; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Klein—

SB 2586—A bill to be entitled An act relating to Palm Beach County, Port of Palm Beach District; amending chapter 74-570, Laws of Florida; increasing the salary of commissioners; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Dawson-White—

SB 2588—A bill to be entitled An act relating to Palm Beach County; providing for the election of school board members of Palm Beach County from single-member districts within the school board district; providing for a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Rossin—

SB 2590—A bill to be entitled An act relating to the Village of Wellington, Palm Beach County, Florida; providing that certain ordinances enacted by the Village of Wellington between May 1, 1996, and May 1, 1998, be deemed effective as of the date of their original enactment; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senators Hargrett, Sebesta, Grant and Lee—

SB 2592—A bill to be entitled An act relating to the City of Tampa, Hillsborough County; repealing s. 4(F), chapter 23559, Laws of Florida, 1945, as amended, relating to the definition of casual laborer; amending s. 4, chapter 23559, Laws of Florida, 1945, as amended; revising the definition of "temporary employee," "continuous service," and "average monthly salary"; repealing s. 5(C), chapter 23559, Laws of Florida, 1945, as amended, relating to clerical and medical examination expenses; amending s. 5, chapter 23559, Laws of Florida, 1945, as amended; providing for employer contributions to fund the costs of administering the plan; amending s. 6, chapter 23559, Laws of Florida, 1945, as amended; providing for additional authorized investments; amending s. 12, chapter 23559, Laws of Florida, 1945, as amended; revising death benefits; repealing s. 13, chapter 23559, Laws of Florida, 1945, as amended, relating to cost-of-living increase; and creating a new s. 13 to provide additional cost-of-living adjustments; amending s. 18, chapter 23559, Laws of Florida, 1945, as amended; revising the time in which temporary employees are required to obtain a physical examination; amending s. 20, chapter 23559, Laws of Florida, 1945, as amended; proscribing the assignment of a refund of contributions; creating s. 22, chapter 23559, Laws of Florida, as amended, providing for a Deferred Retirement Option Program; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Klein—

SB 2594—A bill to be entitled An act relating to the Boca Raton Airport Authority; amending chapter 82-259, Laws of Florida, as amended; increasing the membership of the authority; requiring the board of county commissioners and the Boca Raton City Council to each appoint an additional member to the authority; revising the qualifications of members appointed to the authority by the Boca Raton City Council; providing requirements for the residence of such appointees; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Klein—

SB 2596—A bill to be entitled An act relating to the Lake Worth Drainage District, Palm Beach County; amending s. 4 of section 2 of chapter 98-525, Laws of Florida; providing for the board of supervisors of the district to be elected from single-member subdistricts; increasing the membership of the board of supervisors; deleting provisions that authorize a referendum on the procedures for electing the board of supervisors; providing for the members of the board of supervisors on the effective date of the act to remain in office until the expiration of their terms; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Kurth—

SB 2598—A bill to be entitled An act relating to Indian River County; amending chapter 61-2275, Laws of Florida, as amended; requiring a referendum of the electors of the county prior to any decision by the Indian River County Hospital District to sell Indian River Memorial 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 King—

SB 2600—A bill to be entitled An act relating to forestry; providing definitions; defining "champion tree" and "candidate champion tree" for purposes of the act; providing legislative intent; requiring the Division of Forestry of the Department of Agriculture and Consumer Services to develop and maintain a registry of champion and candidate champion trees; providing procedure for proposal of inclusion of a tree to the registry; providing for specified notice by the division; providing procedure for approval of a candidate champion tree for inclusion on the registry; requiring protection of proposed champion and proposed candidate champion trees during specified periods; prohibiting the taking of champion or candidate champion trees on the registry; providing exceptions; providing conditions under which the division shall issue a permit for such taking; prohibiting the trimming and pruning of champion or candidate champion trees; providing exceptions; prohibiting certain actions related to propagation of champion or candidate champion trees; providing exceptions; providing that ownership of champion or candidate champion trees located on public or private lands remains with the landowner, subject to a declared public trust in such trees; authorizes taking of such trees by a private landowner only in compliance with the act; requiring certain notice; authorizing the division to manage or cooperate in specified projects and conduct or contract for certain research; authorizing the division to establish programs and enter into cooperative agreements; providing for the establishment of rules; providing civil fines and remedies; providing a penalty for violation of the act; providing an effective date.

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

Senate Resolutions 2602—2606—Not referenced.

By Senator King—

SB 2608—A bill to be entitled An act relating to school personnel; requiring the Department of Education to submit to the Legislature statutory revisions necessary to establish personnel classifications which accurately reflect school and school district job assignments; providing an effective date.

—was referred to the Committee on Education.

By Senator King—

SJR 2610—A joint resolution proposing an amendment to Section 5 of Article XI of the State Constitution, relating to amendment and revision elections, to revise the number of electors required to ratify a proposed constitutional amendment.

—was referred to the Committee on Rules and Calendar.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Regulated Industries and Senator Silver—

CS for 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 certain institutions; providing an exemption for the possession of alcoholic beverages by underage students in specified circumstances; providing an effective date.

By the Committee on Fiscal Policy and Senator Webster—

CS for SB 228—A bill to be entitled An act relating to state finances; amending s. 186.022, F.S.; requiring each state agency annual performance report to include an assessment of performance measures approved by the Legislature and established in the General Appropriations Act or implementing legislation for the General Appropriations Act for the previous fiscal year and a summary of all moneys that were expended or encumbered by the agency, or for which the agency is otherwise responsible, during the preceding fiscal year and an estimate of such moneys for the current fiscal year; providing requirements for the reporting of such information; providing for a reduction in funding for failure to submit the required state agency annual performance report; amending s. 216.0235, F.S.; requiring instructions with respect to such information to be included in the performance-based legislative program budget instructions; 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.

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

CS for SB 256—A bill to be entitled An act relating to the WAGES Program; amending s. 402.305, F.S.; prohibiting the factoring of specified individuals in calculating staff-to-children ratio; creating s. 414.0265, F.S.; providing for a Work and Gain Economic Self-sufficiency fiscal agent; specifying conditions; creating s. 414.0267, F.S.; establishing a program for matching grants; providing for administration; amending s. 414.027, F.S.; revising requirements for the annual state plan; modifying payment structure; amending s. 414.028, F.S.; conforming cross-references; deleting obsolete provisions; providing funding for local WAGES coalitions through contract with the Department of Children and Family Services; providing for revocation of a local coalition charter; providing for reassignment of duties; specifying use of funds; amending s. 414.030, F.S.; correcting an organizational name reference; eliminating a cap on the number of WAGES Program employment projects to be identified; specifying that the role of the WAGES Program Employment Project Coordinator includes other WAGES employment opportunities; authorizing the commitment and coordination of resources; providing for suspension of certain criteria and requirements; encouraging agency resolution of barriers to such projects; authorizing waiver of economic development incentive criteria; specifying a limit to funds allocated; authorizing the award of reasonable administrative costs associated with such projects; specifying contract terms; requiring creation of a WAGES Program Employment Implementation Team; authorizing the Governor to declare a WAGES employment emergency; providing for use of certain emergency management powers and other powers; creating s. 414.035, F.S.; requiring expenditures of funds under Temporary Assistance for Needy Families to be in accordance with federal provisions; requiring certification of fiscal controls; creating s. 414.045, F.S.; establishing a cash assistance program; designating applicable groups; amending s. 414.055, F.S.; conforming organizational name references; amending s. 414.065, F.S.; conforming organizational name references; excluding English language proficiency from education time limits; requiring participants with medical limitations to be assigned appropriate work activities; providing for work activity exemption under certain circumstances; deleting obsolete provisions; amending s. 414.085, F.S.; excluding certain payments from consideration in

determining grant amounts; amending s. 414.095, F.S.; deleting obsolete provisions; authorizing shelter obligations under certain circumstances; conforming organizational name references; amending s. 414.105, F.S.; revising limitations on extended eligibility for temporary cash assistance; deleting obsolete provisions; creating s. 414.151, F.S.; establishing a diversion program for victims of domestic violence; creating s. 414.1525, F.S.; establishing an early exit incentive program; amending s. 414.155, F.S.; conforming organizational name references; revising standards regarding the relocation assistance program; amending s. 414.20, F.S.; conforming organizational name references; amending s. 414.22, F.S.; conforming organizational name references; creating s. 414.223, F.S.; authorizing the development of a list of post-secondary courses to promote job retention and advancement; authorizing Retention Incentive Training Accounts; prescribing eligible expenditures through such accounts; requiring performance monitoring and a report; reserving funds; amending s. 414.225, F.S.; revising provisions relating to transportation; amending s. 414.23, F.S.; conforming organizational name references; amending s. 414.37, F.S.; deleting obsolete reference; amending s. 414.44, F.S.; conforming organizational name reference; amending s. 414.45, F.S.; deleting obsolete language; amending s. 414.70, F.S.; providing conditions for inclusion in a demonstration project; providing for work activity requirements and penalties for failure to comply; amending s. 288.063, F.S.; providing for WAGES transportation projects; authorizing the Office of Tourism, Trade, and Economic Development to develop an expedited process; providing an appropriation of TANF funds; repealing s. 414.25, F.S., relating to exemptions from leased real property requirements; repealing s. 414.43, F.S., relating to special needs allowances for families with disabled members; repealing s. 414.55, F.S., relating to implementation of the program; requiring compliance with s. 216.181, F.S.; providing an effective date.

By the Committee on Health, Aging and Long-Term Care; and Senator Sullivan—

CS for 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; authorizing rules; providing an effective date.

By the Committee on Judiciary and Senator Carlton—

CS for 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.; providing an effective date.

By the Committee on Judiciary and Senators Sebesta and Lee—

CS for SB 334—A bill to be entitled An act relating to child passenger restraint; amending s. 316.613, F.S.; amending an obsolete reference to the Department of Health and Rehabilitative Services; amending s. 316.614, F.S.; providing for primary enforcement of violations of child-restraint requirements; amending s. 318.18, F.S.; providing a fine for such violations; amending s. 318.21, F.S.; requiring the proceeds of the fine to be deposited into the Brain and Spinal Cord Injury Rehabilitation Trust Fund and used as specified; providing an effective date.

By the Committees on Fiscal Policy; Comprehensive Planning, Local and Military Affairs; and Senator Kurth—

CS for CS for SB 386—A bill to be entitled An act relating to grant proposals for community centers; authorizing the Department of Com-

munity 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.

By the Committee on Judiciary and Senators Campbell and Grant—

CS for 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; limiting frequency of grandparent visitation rights action; applying attorney's fees provision to actions under chapter 752, F.S.; amending s. 61.13, F.S.; applying criteria in pending actions; encouraging courts to address grandparent visitation rights in dissolution of marriage actions; providing an effective date.

By the Committee on Children and Families; and Senator Campbell—

CS for 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 within resources specifically appropriated and pursuant to s. 20.19(17), F.S., 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.

By the Committees on Governmental Oversight and Productivity; Health, Aging and Long-Term Care; and Senator Lee—

CS for CS for 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.

By the Committees on Education and Education—

CS for SB 1006—A bill to be entitled An act relating to instructional materials; amending s. 230.23, F.S.; defining the term "adequate instructional materials" to mean providing each student with a textbook or certain other materials; amending s. 233.09, F.S.; eliminating the requirements for providing weighted and unweighted aggregations; amending s. 233.16, F.S.; changing the reference from the Department of Education to the Commissioner of Education with respect to certain duties in selecting and adopting instructional materials; eliminating a condition for rejecting bids; amending s. 233.17, F.S.; eliminating the optional escalator clause in certain contracts; amending s. 233.22, F.S.;

requiring the superintendent to requisition certain materials; allowing the superintendent to requisition certain materials; amending s. 233.25, F.S.; requiring publishers and manufacturers to retain instructional materials in a depository for a specified period of time and to ensure the availability of materials; authorizing the Commissioner of Education to accept certain submissions under certain circumstances; amending s. 233.34, F.S.; requiring school districts to purchase instructional materials in core courses of subject areas within a specified time; providing exceptions; allowing school districts to make certain purchases when authorized in the General Appropriations Act; amending s. 233.37, F.S.; providing for the disposal of unserviceable instructional materials and those no longer on state contract; eliminating contracts between the Department of Education and recycling firms; authorizing the district school board to prescribe policies for destroying instructional materials; requiring that certain moneys be deposited in the district school fund and added to the district appropriation for instructional materials; repealing s. 233.38, F.S., relating to the exchange of textbooks by certain districts; amending s. 233.43, F.S.; requiring district school board policies to include the superintendent's responsibilities for keeping records pursuant to s. 233.46(4), F.S.; requiring reports; amending s. 233.46, F.S.; requiring policies by district school boards related to lost or damaged books; requiring a report by the Department of Education; requiring that the Executive Office of the Governor and the Secretary of State renegotiate existing contracts for certain instructional materials in core subject areas; providing an effective date.

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

CS for SB 1042—A bill to be entitled An act relating to fraudulent transfers; amending s. 726.105, F.S.; providing that certain transfers made by a debtor are fraudulent for failure to notify unsecured creditors; creating s. 726.202, F.S.; prescribing conditions under which debtor transfers will be deemed fraudulent for failure to provide notice; prescribing the form and timing of such notice; providing an exemption; creating s. 726.203, F.S.; providing for personal liability of affiliates and insiders who participate in fraudulent transfers; providing for costs and attorney's fees; providing an effective date.

By the Committees on Criminal Justice and Transportation; and Senator Casas—

CS for CS for 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.

By the Committee on Regulated Industries and Senators Scott and Geller—

CS for SB 1162—A bill to be entitled An act relating to malt beverages; providing that distributors may charge different malt beverage prices under certain circumstances; providing severability; providing an effective date.

By the Committee on Judiciary and Senator Sebesta—

CS for 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; amending s. 766.106, F.S.; requiring claimants to provide a list of treating physicians; providing for presuit unsworn statements of physicians; providing for unsworn statements after service of a complaint upon a defendant physician; amending s. 455.667, F.S.; allowing

unsworn statements for good cause shown; amending s. 766.207, F.S.; revising provisions relating to voluntary binding arbitration of medical malpractice claims; providing for the effect of an offer to submit to voluntary binding arbitration with respect to allegations contained in the claimant's notice of intent letter; providing for the application of this section; providing an effective date.

By the Committee on Health, Aging and Long-Term Care; and Senator Campbell—

CS for 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; creating s. 459.026, F.S.; requiring that an osteopathic physician or person licensed under ch. 459, 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 Osteopathic Medicine to adopt rules; providing an effective date.

By the Committee on Health, Aging and Long-Term Care; and Senator Cowin—

CS for 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.

By the Committee on Health, Aging and Long-Term Care; and Senator Cowin—

CS for 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.

By the Committee on Criminal Justice and Senator Saunders—

CS for SB 1496—A bill to be entitled An act relating to sentencing; amending s. 775.021, F.S., relating to rules of construction; removing exceptions to a construction rule regarding sentencing for criminal offenses; 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; amending s. 921.0022, F.S., relating to the offense severity ranking chart of the Criminal Punishment Code; ranking the offense of knowingly transmitting or disseminating by computer any notice or advertisement for the purpose of facilitating, encouraging, offering, or soliciting sexual conduct of or with a minor, or visually depicting such conduct; amending s. 921.0024, F.S., relating to the Criminal Punishment Code worksheet computations and scoresheets; revising guidelines for application of a specified sentence multiplier for offenses related to criminal street gangs; conforming terminology; providing an effective date.

By the Committee on Criminal Justice and Senator Campbell—

CS for SB 1594—A bill to be entitled An act relating to juvenile justice; amending s. 435.04, F.S.; adding to the list of offenses that will prohibit the employment of a person subject to Level 2 screening standards; amending s. 943.0515, F.S.; requiring the Criminal Justice Information Program to retain the criminal history records of minors who are committed to a maximum-risk residential program; amending s. 960.001, F.S.; authorizing state agencies to expend funds for crime prevention and educational activities; amending ss. 984.03, 985.03, F.S.; redefining the term “delinquency program” to delete references to furlough programs; defining the term “aftercare” for purposes of ch. 985, F.S.; providing for minimum-risk nonresidential programs to be used for the aftercare placement of juveniles; amending ss. 39.0132, 985.04, F.S.; requiring the department to disclose to school officials that a student has a history of criminal sexual behavior with other juveniles; conforming cross-references; amending ss. 985.207, 985.208, F.S., relating to conditions under which a juvenile may be detained; adding a reference to home detention; deleting references to violation of furlough; amending s. 985.212, F.S.; providing for fingerprint records and photographs of juveniles to be submitted to the Department of Law Enforcement; amending s. 985.231, F.S.; providing for an adjudicated delinquent juvenile to be placed in postcommitment community control rather than in an aftercare program under certain circumstances; limiting the period that a juvenile may be placed on home detention with electronic monitoring; amending s. 985.308, F.S.; deleting the Department of Legal Affairs’ rulemaking responsibilities for sexual abuse intervention networks; amending s. 985.316, F.S.; providing legislative findings and intent; providing for the delivery of aftercare services to a juvenile released from a residential commitment program; deleting requirements for juveniles released on furlough; amending s. 985.404, F.S., relating to the juvenile justice continuum; providing for release of a juvenile into an aftercare program; amending s. 985.406, F.S.; providing additional qualifications for the program staff of the Department of Juvenile Justice and its providers; requiring competency-based examinations; creating s. 985.4145, F.S.; defining the term “direct-support organization”; authorizing such an organization to use property and facilities of the Department of Juvenile Justice; requiring the Secretary of Juvenile Justice to appoint a board of directors for the direct-support organization; requiring an annual audit of the organization; amending s. 985.417, F.S., relating to the transfer of children from the Department of Corrections to the Department of Juvenile Justice; deleting references to the furlough of a child convicted of a capital felony; creating s. 985.421, F.S.; providing for the Department of Juvenile Justice’s creation and use of a welfare account local fund; amending ss. 419.001, 784.075, 984.05, 985.227, 985.31, 985.311, 985.312, F.S.; conforming cross-references to changes made by the act; providing an effective date.

By the Committee on Fiscal Policy and Senator Laurent—

CS for SB 1648—A bill to be entitled An act creating the Juvenile Welfare Trust Fund; providing its purposes; providing for future repeal and review; providing an effective date.

By the Committee on Fiscal Policy and Senator Laurent—

CS for SB 1650—A bill to be entitled An act creating the Juvenile Care and Maintenance Trust Fund; providing its purposes; providing for future repeal and review; providing an effective date.

By the Committee on Children and Families; and Senator Mitchell—

CS for SB 1666—A bill to be entitled An act relating to child protection; amending s. 39.001, F.S., relating to purpose and intent of ch. 39, F.S.; conforming and clarifying provisions and references; creating s. 39.0014, F.S.; providing responsibilities of public agencies; amending s. 39.0015, F.S., relating to child abuse prevention training in the district school system; amending s. 39.01, F.S.; revising and conforming definitions; amending s. 39.011, F.S., relating to immunity from liability; amending s. 39.0121, F.S., relating to rulemaking authority; amending s. 39.013, F.S.; clarifying and conforming provisions relating to procedures, jurisdiction, and right to counsel; amending s. 39.0132, F.S.; reducing period the court must preserve records pertaining to a dependent child; providing for admission of termination of parental rights orders as evidence in subsequent proceedings; amending s. 39.0134, F.S.; providing for imposition and enforcement of liens for attorney’s fees; amending s. 39.201, F.S.; clarifying provisions relating to mandatory reports of child abuse, abandonment, or neglect; amending s. 39.202, F.S.; revising provisions relating to confidentiality of reports and records; amending s. 39.203, F.S.; clarifying provisions relating to immunity from liability for reporting child abuse, abandonment, or neglect; amending s. 39.206, F.S., relating to imposition of administrative fines for false reporting; amending ss. 39.301 and 39.302, F.S.; revising provisions relating to initiation of protective investigation; amending s. 39.3035, F.S., relating to child advocacy centers; amending s. 39.304, F.S., relating to medical examination and treatment; amending ss. 39.311, 39.312, and 39.313, F.S., relating to the Family Builders Program; amending s. 39.395, F.S., relating to detaining a child; amending s. 39.401, F.S., relating to taking a child into custody; amending s. 39.402, F.S.; revising provisions relating to placement in a shelter; providing for parents’ right to continuance of shelter hearing to obtain counsel; requiring the shelter order to require certain financial information from the parent or legal custodian; providing timeframe for review of shelter placement; amending s. 39.407, F.S., relating to medical and psychological examinations; amending s. 39.501, F.S., relating to petition for dependency; amending s. 39.502, F.S., relating to notice, process, and service; amending s. 39.503, F.S., relating to identifying or locating a parent; amending s. 39.504, F.S., relating to injunction pending disposition of petition; amending s. 39.506, F.S.; revising provisions relating to arraignment hearings; specifying when failure of a person to appear constitutes consent to a dependency adjudication; amending s. 39.507, F.S., relating to adjudicatory hearings; amending s. 39.508, F.S.; revising provisions relating to disposition hearings and orders; providing for permanency status of the child; specifying conditions for termination of departmental supervision and cessation of judicial reviews; amending s. 39.5085, F.S.; revising the department’s authority to provide a relative caregiver benefit; amending s. 39.509, F.S., relating to grandparents’ rights; amending s. 39.510, F.S., relating to appeal; amending s. 39.601, F.S.; revising and clarifying case-plan requirements; amending s. 39.602, F.S., relating to case planning for a child in out-of-home care; amending s. 39.603, F.S.; conforming timeframes relating to court approvals of case planning; amending s. 39.701, F.S.; revising and clarifying timeframes relating to judicial reviews; specifying that notice is not required for persons present at the previous hearing; providing for a parent’s partial compliance with the case plan; requiring that certain updated documentation be furnished to the court; amending s. 39.702, F.S., relating to citizen review panels; amending s. 39.703, F.S., relating to initiation of proceedings to terminate parental rights; amending s. 39.704, F.S., relating to exemption from judicial review; amending s. 39.801, F.S., relating to procedures, jurisdiction, and notice for termination of parental rights; providing notice and consequences regarding failure to appear at advisory hearings; providing for service of subpoenas by agents of the department or guardian ad litem; amending s. 39.802, F.S., relating to petition for termination of parental rights; amending s. 39.805, F.S., relating to answers to petition or pleadings; amending s. 39.806, F.S.; revising grounds for termination of parental rights; revising timeframe for identification or location of parent in provisions relating to termination of parental rights; amending s. 39.807, F.S., relating to right to counsel for indigent parents; revising an exclusion; revising timeframe for provision of certain reports to all parties; amending s. 39.808, F.S., relating to advisory hearing and pretrial status conference; amending s. 39.811, F.S., relating to powers and order of disposition; amending s. 39.814, F.S., relating to oaths, records, and confidential information; amending s. 39.815, F.S., relating to appeal; amending s. 39.822, F.S., relating to appointment of guardian ad litem for abused, abandoned, or neglected child; specifying timeframe for provision of reports to all parties; amending ss. 63.0427 and 419.001, F.S.; conforming cross-references; providing an effective date.

By the Committee on Judiciary and Senator Klein—

CS for SB 1696—A bill to be entitled An act relating to limited liability companies; amending ss. 608.401, 608.402, 608.403, 608.404, 608.406, 608.407, 608.408, 608.4081, 608.4082, 608.409, 608.4101, 608.411, 608.415, 608.416, 608.4211, 608.422, 608.4225, 608.423, 608.4231, 608.4232, 608.425, 608.426, 608.4261, 608.427, 608.428, 608.432, 608.433, 608.434, 608.436, 608.4362, 608.4363, 608.437, 608.438, 608.4381, 608.4383, 608.4384, 608.441, 608.4421, 608.444, 608.447, 608.448, 608.4481, 608.449, 608.4492, 608.4511, 608.452, 608.455, 608.463, 608.471, 608.502, 608.503, 608.504, 608.505, 608.507, 608.508, 608.512, 608.5135, F.S.; revising provisions of chapter 608, F.S., relating to limited liability companies; clarifying and updating such provisions to reflect current operating procedures; providing for requirements, limitations, procedures, rights, liabilities, reports, fees, and penalties; creating s. 608.4115, F.S.; providing for correcting certain articles of organization; providing for effect; creating s. 608.4226, F.S.; providing for resolving conflicts of interest; creating s. 608.4235, F.S.; providing for agency of members and managers; creating s. 608.4236, F.S.; providing for delegation of rights and powers to manage; creating s. 608.4237, F.S.; providing for membership termination upon bankruptcy; creating s. 608.439, F.S.; providing for conversion of certain entities to a limited liability company; creating s. 608.601, F.S.; providing for member's derivative actions; creating ss. 608.701, 608.702, and 608.703, F.S.; providing for application of certain case law for certain purposes; providing for receiving certificates and certified copies into evidence; providing for interrogatories by the Department of State; repealing s. 608.4062, F.S., relating to foreign limited liability companies; repealing s. 608.412, F.S., relating to supplemental affidavit of capital contributions; repealing s. 608.424, F.S., relating to contracting debts; repealing s. 608.4494, F.S., relating to deposit with the Department of Banking and Finance; providing an effective date.

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

CS for SB 1698—A bill to be entitled An act relating to funeral and cemetery services; amending s. 497.003, F.S.; revising terminology relating to cemeteries owned by a religious institution; amending s. 497.005, F.S.; defining the term "religious institution"; amending s. 497.103, F.S.; authorizing the Department of Banking and Finance and the Board of Funeral and Cemetery Services to adopt rules to allow for electronic submission of applications, documents, and fees and to provide for certification of compliance in lieu of submission of documents; eliminating a reference to an examination fee; amending ss. 497.117, 497.131, F.S.; revising terminology designating a trust fund; amending s. 497.213, F.S.; increasing annual license fees for certain cemeteries; amending s. 497.245, F.S.; eliminating reference to annual examination fees; amending ss. 497.341, 497.405, F.S.; revising terminology relating to cemeteries owned by a religious institution; amending s. 497.407, F.S.; providing initial application and renewal fees for a certificate of authority to sell a preneed contract; revising terminology designating a trust fund; amending s. 497.431, F.S.; eliminating the fee charged to examine the business of any person writing preneed contracts and any guaranteeing organization; revising the expenses the person or organization being examined is responsible for paying in connection with an examination; amending s. 497.435, F.S.; revising terminology designating a trust fund; amending s. 497.439, F.S.; providing for submission of an application for registration as a preneed sales agent, with application fee, in a form prescribed by department rule; requiring the department and the board to conduct a review of ch. 497, F.S., the Florida Funeral and Cemetery Services Act, and to hold public workshops and produce preliminary and final reports thereon; authorizing the department to contract with consultants for certain services related to such review; providing an appropriation; providing effective dates.

By the Committee on Fiscal Policy and Senator Casas—

CS for SB 1734—A bill to be entitled An act relating to trust funds; creating s. 292.085, F.S.; creating the Department of Veterans' Affairs Tobacco Settlement Trust Fund; providing for sources of moneys and purposes; providing for reversion of funds to the Department of Banking and Finance Tobacco Settlement Clearing Trust Fund; providing for future review and termination or re-creation of the trust fund; providing an effective date.

By the Committee on Criminal Justice and Senator Brown-Waite—

CS for SB 1742—A bill to be entitled An act relating to corrections; amending s. 20.315, F.S.; revising department goals; revising the organization of the state correctional system; authorizing the Secretary of Corrections to appoint assistant secretaries, directors, and other persons in specified areas of program responsibility; providing for the administration of department operations through regions; deleting requirements that the regions follow judicial circuits; deleting provisions authorizing the appointment of regional directors; revising requirements for the annual department budget; amending ss. 944.31, 944.331, F.S.; providing for the department's office of general counsel rather than the inspector general to oversee inmate grievances; amending s. 944.10, F.S.; limiting the services that may be provided by the department when contracting with governmental entities for planning and designing buildings, parks, roads, and other projects; 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; providing an effective date.

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

CS for SB 1746—A bill to be entitled An act relating to sentencing; creating the "Three-Strike Violent Felony Offender Act"; amending s. 775.082, F.S.; redefining the term "prison releasee reoffender"; revising legislative intent; amending s. 775.084, F.S., relating to sentencing of habitual felony offenders, habitual violent felony offenders, and violent career criminals; redefining the terms "habitual felony offender" and "habitual violent felony offender"; revising the alternative time periods within which the habitual felony offender or habitual violent felony offender could have committed the felony to be sentenced; providing that the felony to be sentenced could have been committed either while the defendant was serving a prison sentence or other sentence, or within 5 years of the defendant's release from a prison sentence, probation, community control, or other sentence, under specified circumstances when the sentence was imposed as a result of a prior conviction for a felony, enumerated felony, or other qualified offense; removing certain references to "commitment" and otherwise conforming terminology; revising criteria for a prior conviction or a prior felony for purposes of sentencing as a habitual felony offender, habitual violent offender, or violent career criminal; providing that the placing of a person on probation without an adjudication of guilt shall be treated as a prior conviction regardless of when the subsequent offense was committed; removing certain requirements that, in order to be counted as a prior felony, the felony must have resulted in prior conviction sentenced separately from any other felony conviction counted as a prior felony; defining "three-time violent felony offender"; providing a category of enumerated felony offenses within the definition, including arson, sexual battery, robbery, kidnapping, aggravated child abuse, aggravated abuse of an elderly person or disabled adult, aggravated assault, murder, manslaughter, aggravated manslaughter of an elderly person or disabled adult, aggravated manslaughter of a child, unlawful throwing, placing, or discharging of a destructive device or bomb, armed burglary, aggravated battery, aggravated stalking, or certain qualified offenses; requiring the court to sentence a defendant as a three-time violent felony offender and impose certain mandatory minimum terms of imprisonment under specified circumstances when the defendant is to be sentenced for committing, or conspiring or attempting to commit, any of the enumerated felony offenses and the defendant has previously been convicted of committing, or conspiring or attempting to commit, any two of the enumerated felony offenses; providing penalties; providing procedures and criteria for court determination if the defendant is a three-time violent felony offender; providing for sentencing as a three-time violent felony offender; providing mandatory term of imprisonment for life when the three-time violent felony offense for which the defendant is to be sentenced is a felony punishable by life; providing mandatory prison term of 30 years when the three-time violent felony offense is a first-degree felony; providing mandatory prison term of 15 years when the three-time violent felony offense is a second-degree felony; providing mandatory prison term of 5 years when the three-time violent felony offense is a third-degree felony; providing for construction; deleting provisions relating to application of the Criminal Punishment Code; requiring a three-time violent felony offender to serve 100 percent of the court-imposed sentence; providing for ineligibility of a three-time violent felony offender for parole, control release, or early release; amending ss. 784.07 and 784.08, F.S.; providing minimum

terms of imprisonment for persons convicted of aggravated assault or aggravated battery of a law enforcement officer or a person 65 years of age or older; amending s. 790.235, F.S., relating to prohibitions against, and penalties for, unlawful possession or other unlawful acts involving a firearm, an electric weapon or device, or a concealed weapon by a violent career criminal; conforming cross-references to changes made by the act; creating s. 794.0115, F.S.; defining "repeat sexual batterer"; providing within the definition a category of enumerated felony offenses in violation of s. 794.011, F.S., relating to sexual battery; requiring the court to sentence a defendant as a repeat sexual batterer and impose a 10-year mandatory minimum term of imprisonment under specified circumstances when the defendant is to be sentenced for committing, or conspiring or attempting to commit, any of the enumerated felony violations of s. 794.011, F.S., and the defendant has previously been convicted of committing, or conspiring or attempting to commit, any one of certain enumerated felony offenses involving sexual battery; providing penalties; providing procedures and criteria for court determination if the defendant is a repeat sexual batterer; providing for sentencing as a repeat sexual batterer; providing for construction; amending s. 794.011, F.S., to conform references to changes made by the act; amending s. 893.135, F.S.; redefining the offense of trafficking in cannabis; defining the term "cannabis plant"; providing mandatory minimum prison terms and mandatory fine amounts for trafficking in cannabis, cocaine, illegal drugs, phencyclidine, methaqualone, amphetamine, or flunitrazepam; providing for sentencing pursuant to the Criminal Punishment Code of offenders convicted of trafficking in specified quantities of cannabis; removing weight caps for various trafficking offenses; providing that an offender who is sentenced to a mandatory minimum term upon conviction of trafficking in specified quantities of cannabis, cocaine, illegal drugs, phencyclidine, methaqualone, amphetamine, or flunitrazepam is not eligible for gain time or certain discretionary early-release mechanisms prior to serving the mandatory minimum sentence; providing exceptions; providing penalties; reenacting s. 397.451(7), F.S., relating to the prohibition against dissemination of state funds to service providers convicted of certain offenses, s. 782.04(4)(a), F.S., relating to murder, s. 893.135(1), F.S., relating to lease or rent for the purpose of trafficking in a controlled substance, s. 903.133, F.S., relating to the prohibition against bail on appeal for certain felony convictions, s. 907.041(4)(b), F.S., relating to pretrial detention and release, s. 921.0022(3)(g), (h), and (i), F.S., relating to the Criminal Punishment Code offense severity ranking chart, s. 921.0024(1)(b), F.S., relating to the Criminal Punishment Code worksheet computations and scoresheets, s. 921.142(2), F.S., relating to sentencing for capital drug trafficking felonies, 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 said amendment in references; amending s. 943.0535, F.S., relating to aliens and criminal records; requiring clerks of the courts to furnish criminal records to United States immigration officers; requiring state attorneys to assist clerks of the courts in determining which defendants are aliens; requiring the Governor to place public service announcements explaining the provisions of this act; providing an effective date.

By the Committee on Education and Senators Cowin and McKay—

CS for SB 1756—A bill to be entitled An act relating to educational accountability; amending s. 229.0535, F.S.; revising provisions relating to the authority of the State Board of Education to enforce school improvement; creating s. 229.0537, F.S.; providing findings and intent; requiring private school opportunity scholarships to be provided to certain public school students; providing student eligibility requirements; providing school district requirements; providing an alternative to accepting a state opportunity scholarship; providing private school eligibility criteria; providing student attendance requirements; providing parental involvement requirements; providing a district reporting requirement; providing for calculation of the amount and distribution of state opportunity scholarship funds; authorizing the adoption of rules; amending s. 229.512, F.S.; revising provisions relating to the authority of the Commissioner of Education regarding the implementation of the program of school improvement and education accountability; amending s. 229.555, F.S., relating to educational planning and information systems; revising to conform; amending s. 229.565, F.S.; eliminating the requirement that the Commissioner of Education designate program categories and grade levels for which performance standards are to be approved; amending s. 229.57, F.S.; revising the purpose of the student assessment program; requiring the Department of Education to develop a system to measure annual pupil progress; requiring the statewide

assessment program to include science; revising provisions relating to the administration of the National Assessment of Educational Progress; revising the statewide assessment program; revising requirements relating to the annual report of the results of the statewide assessment program; providing for the identification of schools by performance grade category according to student and school performance data; providing for the identification of school improvement ratings; amending s. 229.58, F.S.; removing a reference to the Florida Commission on Education Reform and Accountability; amending s. 229.591, F.S.; revising provisions relating to the system of school improvement and education accountability to reflect that students are not required to attend schools designated in a certain performance grade category; revising the state education goals; amending s. 229.592, F.S., relating to the implementation of the state system of school improvement and education accountability; removing obsolete provisions; removing references to the Florida Commission on Education Reform and Accountability; deleting the requirement that the Commissioner of Education appear before the Legislature; revising duties of the Department of Education; revising duties of the State Board of Education; revising provisions relating to waivers from statutes; conforming cross-references; repealing s. 229.593, F.S., relating to the Florida Commission on Education Reform and Accountability; repealing s. 229.594, F.S., relating to the powers and duties of the commission; amending s. 229.595, F.S., relating to the implementation of the state system of educational accountability for school-to-work transition; revising provisions relating to the assessment of readiness to enter the workforce; removing a reference to the Florida Commission on Education Reform and Accountability; amending s. 230.23, F.S., relating to powers and duties of school boards; revising provisions relating to the compensation and salary schedules of school employees; revising provisions relating to courses of study and other instructional aids to include the term "instructional materials"; revising school board duties regarding the implementation and enforcement of school improvement and accountability; revising policies regarding public disclosure; requiring school board adoption of certain policies; amending s. 231.29, F.S.; revising the assessment procedure for school district instructional, administrative, and supervisory personnel; amending s. 231.2905, F.S.; revising provisions of the Florida School Recognition Program relating to financial awards based on employee performance; revising initial criteria for identification of schools; amending s. 232.245, F.S.; relating to pupil progression; revising requirements relating to the provision of remedial instruction; providing requirements for the use of resources for remedial instruction; requiring the adoption of rules regarding pupil progression; eliminating requirements relating to student academic improvement plans; deleting duplicative requirements relating to mandatory remedial reading instruction; amending s. 228.053, F.S.; relating to developmental research schools; conforming cross-references; amending s. 228.054, F.S., relating to the Joint Developmental Research School Planning, Articulation, and Evaluation Committee; conforming a cross-reference; amending s. 233.17, F.S., relating to the term of adoption of instructional materials; conforming cross-references; amending s. 236.685, F.S., relating to educational funding accountability; conforming a cross-reference; amending s. 20.15, F.S., relating to the creation of the Department of Education; removing a reference to the Florida Commission on Education Reform and Accountability; creating s. 236.08104, F.S.; establishing a supplemental academic instruction categorical fund; providing findings and intent; providing requirements for the use of funds; authorizing the Florida State University School to expend certain funds for student remediation; amending s. 236.013, F.S.; eliminating certain provisions relating to calculations of the equivalent of a full-time student; revising provisions relating to membership in programs scheduled for more than 180 days; amending s. 239.101, F.S., relating to career education; conforming cross-references; amending s. 239.229, F.S., relating to vocational standards; conforming cross-references; amending s. 240.529, F.S., relating to approval of teacher education programs; conforming a cross-reference; reenacting s. 24.121(5)(b), (c), and (d), F.S., relating to the Educational Enhancement Trust Fund, s. 120.81(1)(b), F.S., relating to tests, test scoring criteria, or testing procedures, s. 228.053(3) and (8), F.S., relating to developmental research schools, s. 228.0565(6)(b), (c), and (d), F.S., relating to deregulated public schools, s. 228.301(1), F.S., relating to test security, s. 229.551(1)(c) and (3), F.S., relating to educational management, s. 230.03(4), F.S., relating to school district management, control, operation, administration, and supervision, s. 230.2316(4)(b), F.S., relating to dropout prevention, s. 231.085, F.S., relating to duties of principals, s. 231.24(3)(a), F.S., relating to the process for renewal of professional certificates, s. 231.36(3)(e) and (f), F.S., relating to contracts with instructional staff, supervisors, and principals, s. 231.600(1), F.S., relating to the School Community Professional Development Act, s. 232.2454(1), F.S., relating to district

student performance standards, instruments, and assessment procedures, s. 232.246(5)(a) and (b), F.S., relating to general requirements for high school graduation, s. 232.248, F.S., relating to confidentiality of assessment instruments, s. 232.2481(1), F.S., relating to graduation and promotion requirements for publicly operated schools, s. 233.09(4), F.S., relating to duties of instructional materials committees, s. 233.165(1)(b), F.S., relating to the selection of instructional materials, s. 233.25(3)(b), F.S., relating to publishers and manufacturers of instructional materials, s. 236.08106(2)(a) and (c), F.S., relating to the Excellent Teaching Program, s. 239.229(3), F.S., relating to vocational standards, s. 240.118(4), F.S., relating to postsecondary feedback of information to high schools, to incorporate references; amending s. 228.041, F.S.; redefining the terms "graduation rate" and "dropout rate"; amending s. 228.056, F.S., relating to charter schools; revising terminology relating to assessments; providing effective dates.

By the Committee on Health, Aging and Long-Term Care; and Senator Lee—

CS for SB 1760—A bill to be entitled An act relating to the aerial application of pesticides; providing legislative intent; amending s. 593.21, F.S.; directing the Department of Health to study the health effects of the aerial application of malathion; amending s. 593.22, F.S.; requiring earlier notice of the aerial application of a pesticide; providing for diagnostic and treatment costs; providing an appropriation; providing an effective date.

By the Committee on Banking and Insurance; and Senator Holzen-dorf—

CS for SB 1790—A bill to be entitled An act relating to the Florida Hurricane Catastrophe Fund; amending s. 215.555, F.S.; clarifying legislative findings; revising definitions; revising reimbursement contract provisions relating to equalization charges, reimbursable loss reporting, auditing of insurers, and confidentiality of certain audit information; revising reimbursement premium provisions relating to collection of interest; revising revenue bond provisions relating to emergency assessments against insurers, legislative findings as to the Florida Hurricane Catastrophe Fund Finance Corporation, and protections for bondholders; authorizing the State Board of Administration to enforce reimbursement contracts; providing severability; providing an effective date.

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

CS for SB 1820—A bill to be entitled An act relating to pawnbroking, secondhand dealers, and stolen property; amending s. 539.001, F.S.; defining terms; modifying findings required of the Division of Consumer Services of the Department of Agriculture and Consumer Services for orders imposing penalties; requiring approval of pawnbroker transaction forms; revising content of such forms; revising recordkeeping requirements for pawnbrokers to provide that the sheriff or the director of the department of public safety is designated as the central repository for copies of all pawnbroker transaction forms collected by law enforcement officials; providing for submission of pawnbroker transaction forms to the sheriff or public safety director upon request; requiring pawnbrokers to computerize their records by a specified date; providing for a statewide system for collecting and accessing pawnshop ticket and second-hand dealer information; designating the sheriffs as administrators of the system; providing authorized law enforcement officials access to the database; designating the sheriffs' offices as central repositories responsible for the transfer of information to the statewide database; providing that the sheriffs, in consultation with the Florida Police Chiefs and the Department of Law Enforcement, must establish standards for transmitting information into the statewide system; prohibiting the resale of certain data or the use of the data to generate revenue; proscribing certain acts; modifying hold order procedures; providing penalties; providing applicability of criminal penalties; amending s. 539.003, F.S.; deleting an exception to confidentiality of records of pawnbroker transactions; amending s. 538.04, F.S.; providing for electronic transfer of transactions of secondhand goods; authorizing law enforcement agencies to provide a secondhand dealer with a computer and necessary equipment for the electronic transfer of transactions of secondhand goods;

providing procedures with respect to the electronic transfer of transactions of secondhand goods; providing an effective date.

By the Committee on Criminal Justice and Senator Brown-Waite—

CS for SB 1936—A bill to be entitled An act relating to the Department of Law Enforcement; creating s. 943.0543, F.S.; requiring that the department provide qualified entities that provide care, treatment, or other services for children, the elderly, or individuals with disabilities access to criminal history information; requiring compliance with certain federal laws; providing for fees; providing for the disclosure of criminal history records that are not exempt from disclosure under the public records law; requiring the department to establish a database of entities qualified to obtain criminal history information; providing certain exemptions from liability; providing rulemaking authority; creating s. 943.0543, F.S.; ratifying the National Crime Prevention and Privacy Compact; requiring that the executive director of the department administer the compact; creating s. 943.0544, F.S.; authorizing the department to develop and operate the Criminal Justice Network; providing for the department to regulate access to the network; authorizing the department to accept services in lieu of fees or other charges; authorizing the department to enter into agreements with private entities for the purpose of managing and disseminating criminal justice information; providing rulemaking authority; amending ss. 943.0585, 943.059, F.S., relating to the court-ordered expunction and sealing of criminal history records; providing that references to any chapter, section, or subdivision in the section constitute a general reference under the doctrine of incorporation by reference; clarifying certain requirements for a petition to expunge or seal a criminal history record; repealing s. 943.051(5), F.S., relating to the department's authority to contract with other agencies and private entities for the management and dissemination of criminal justice information; authorizing additional positions within the department; providing an effective date.

By the Committee on Fiscal Policy and Senator Casas—

CS for SB 1954—A bill to be entitled An act relating to trust funds; creating s. 20.425, F.S.; creating the Agency for Health Care Administration Tobacco Settlement Trust Fund; providing for sources of moneys and purposes; providing for reversion of funds to the Banking and Finance Tobacco Settlement Clearing Trust Fund; providing for future review and termination or re-creation of the trust fund; providing an effective date.

By the Committee on Fiscal Policy and Senator Casas—

CS for SB 1960—A bill to be entitled An act relating to trust funds; amending s. 20.435, F.S.; repealing s. 569.20, F.S.; renaming the current Tobacco Settlement Trust Fund as the Department of Health Tobacco Settlement Trust Fund; providing for sources of moneys and purposes; providing for reversion of funds to the Department of Banking and Finance Tobacco Settlement Clearing Trust Fund for Children and Elders; providing an effective date.

By the Committee on Fiscal Policy and Senator Casas—

CS for SB 1962—A bill to be entitled An act relating to trust funds; creating s. 17.41, F.S.; creating the Department of Banking and Finance Tobacco Settlement Clearing Trust Fund; providing for sources of moneys; providing for exemption from various service charges; providing purposes; providing for investment of such moneys; providing for disbursement of funds to the tobacco settlement trust funds of the various agencies; proclaiming that the trust fund is exempt from constitutional termination; providing an effective date.

By the Committee on Fiscal Policy and Senator Casas—

CS for SB 1964—A bill to be entitled An act relating to trust funds; creating s. 569.205, F.S.; creating the Department of Business and Professional Regulation Tobacco Settlement Trust Fund; providing for

sources of moneys and purposes; providing for reversion of funds to the Department of Banking and Finance Tobacco Settlement Clearing Trust Fund; providing for future review and termination or re-creation of the trust fund; providing an effective date.

By the Committee on Fiscal Policy and Senator Casas—

CS for SB 1966—A bill to be entitled An act relating to trust funds; creating s. 20.195, F.S.; creating the Department of Children and Family Services Tobacco Settlement Trust Fund; providing for sources of moneys and purposes; providing for reversion of funds to the Department of Banking and Finance Tobacco Settlement Clearing Trust Fund; providing for future review and termination or re-creation of the trust fund; providing an effective date.

By the Committee on Fiscal Policy and Senator Casas—

CS for SB 1968—A bill to be entitled An act relating to trust funds; creating s. 430.42, F.S.; creating the Department of Elderly Affairs Tobacco Settlement Trust Fund; providing for sources of moneys and purposes; providing for reversion of funds to the Department of Banking and Finance Tobacco Settlement Clearing Trust Fund; providing for future review and termination or re-creation of the trust fund; providing an effective date.

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

CS for SB 1978—A bill to be entitled An act relating to automobile insurance; amending s. 627.739, F.S.; allowing insureds to elect multiple personal injury protection policy limitations; deleting requirement that insurers offer certain limitations; allowing insureds to receive appropriate premium reductions; requiring notice; creating s. 627.7277, F.S.; requiring insurers to give the policyholders notice of the renewal premium; providing for continuation of policy coverage at existing rates if the insurer fails to comply; providing an effective date.

By the Committee on Banking and Insurance; and Senators Dyer, Mitchell and Grant—

CS for SB 1982—A bill to be entitled An act relating to title insurance reserve; amending s. 625.111, F.S.; specifying the components of unearned premium reserve for certain financial statements; providing a formula for releasing unearned premium reserve over a period of years; providing definitions; providing an effective date.

By the Committee on Agriculture and Consumer Services; and Senator Thomas—

CS for SB 2066—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 501.913, F.S., relating to the registration of brands of antifreeze distributed in the state; providing that the registrant assumes responsibility for the product's quality; amending s. 501.916, F.S.; revising requirements for labeling antifreeze; amending s. 501.919, F.S.; providing for notice to be given to the violator of ss. 501.91-501.923, F.S.; amending s. 501.922, F.S.; authorizing the department to impose additional penalties; repealing s. 531.54, F.S., relating to salaries and expenses of enforcing ch. 531, F.S., the Weights and Measures Act of 1971; amending s. 570.191, F.S., relating to the Agricultural Emergency Eradication Trust Fund; providing for funds to be used for other agricultural interests; repealing s. 570.46(5), F.S., relating to duties of the Division of Standards with respect to verifying certain testing samples; amending s. 570.48, F.S.; authorizing the Division of Fruit and Vegetables to certify and supervise certain inspectors; repealing s. 570.952(5), F.S., relating to the Florida Agriculture Center and Horse Park Authority; amending s. 571.24, F.S., relating to the Florida Agricultural Promotional Campaign; providing for measures to ensure only Florida agricultural products are marketed under logos of the promotional campaign; amending s. 571.27, F.S.,

relating to rules for entering into contracts for services directly related to the Florida Agricultural Promotional Campaign; authorizing the department to determine by rule the logos to be depicted for use in advertising agricultural products marketed under the promotional campaign; amending s. 571.29, F.S., relating to the Florida Agricultural Promotional Campaign; relating to unlawful acts pertaining to the promotional campaign; creating s. 571.30, F.S.; providing for injunction remedies to the department for violations of provisions of the Florida Agricultural Promotional Campaign; amending s. 588.011, F.S.; revising legal fence requirements; amending s. 589.081, F.S.; revising requirements for payments to counties within the Withlacoochee State Forest and Goethe State Forest by the Division of Forestry; amending s. 593.1141, F.S.; conforming a reference to the Farm Service Agency for purposes of certain agreements of the department; amending s. 616.05, F.S.; providing requirements for fair associations in publishing proposed amendments to a charter; amending s. 616.07, F.S.; providing that property held in trust by a fair association is exempt from special assessments; amending s. 616.08, F.S.; clarifying provisions authorizing a fair association to sell, mortgage, or lease property; amending s. 616.13, F.S.; revising certain restrictions on temporary amusement rides with respect to location of operation; deleting a license tax imposed on such rides; amending s. 616.15, F.S.; providing additional requirements for obtaining a permit to conduct a public fair or exposition; requiring that the department give preference to established fair associations in issuing permits; amending s. 616.242, F.S., relating to safety standards for amusement rides; revising requirements for the application for a permit to operate a ride; revising requirements for the department in setting permit fees; requiring that certain notices be posted at entrances to amusement rides; prohibiting bungy catapulting or reverse bungy jumping; amending s. 616.260, F.S.; providing that the Florida State Fair Authority is exempt from special assessments; providing that certain special assessments are not due from a fair association or state fair; amending s. 823.14, F.S.; clarifying the definition of the term "farm product" for purposes of the Florida Right to Farm Act; creating the Pest Exclusion Advisory Committee within the department; providing for membership; providing for governance of the committee; requiring that the committee conduct certain evaluations and studies; requiring a report to the Governor, the Legislature, and the Commissioner of Agriculture; amending s. 828.125, F.S.; revising provisions relating to the killing or aggravated abuse of registered breed horses or cattle; providing an effective date.

By the Committee on Health, Aging and Long-Term Care; and Senator Clary—

CS for SB 2220—A bill to be entitled An act relating to the Department of Health; amending s. 20.43, F.S.; revising powers and the internal structure of the department; amending s. 110.205, F.S.; exempting certain positions from career service; amending s. 120.80, F.S.; exempting certain hearings within the department from the requirement of being conducted by an administrative law judge from the Division of Administrative Hearings; amending s. 154.504, F.S.; revising standards for eligibility to participate in a primary care for children and families challenge grant; amending s. 287.155, F.S.; authorizing the department to purchase vehicles and automotive equipment for county health departments; amending s. 372.6672, F.S.; deleting an obsolete reference to the Department of Health and Rehabilitative Services; amending s. 381.004, F.S.; prescribing conditions under which an HIV test may be performed without obtaining consent; amending s. 381.0051, F.S.; authorizing the Department of Health to adopt rules to implement the Comprehensive Family Planning Act; amending s. 381.006, F.S.; providing the department with rule authority relating to inspection of certain group care facilities; amending s. 381.0061, F.S.; providing the department with authority to impose certain fines; amending s. 381.0062, F.S.; redefining the term "private water system" and defining the term "multi-family water system"; providing that either type of system may include a rental residence in its service; regulating multi-family systems; amending s. 381.90, F.S.; revising membership of the Health Information Systems Council; prescribing its duties with respect to developing a review process; requiring a report; amending s. 382.003, F.S.; revising powers and duties of the department with respect to vital records; providing for forms and documents to be submitted under oath; amending s. 382.004, F.S.; restating the admissibility of copies of records; amending s. 382.008, F.S.; deleting provisions relating to restriction on disclosure of a decedent's social security number; amending s. 382.013, F.S.; revising provisions relating to who must file a birth registration; amending s. 382.015, F.S.; revising provisions relating to issuance of new birth

certificates upon determination of paternity; amending s. 382.016, F.S.; prescribing procedures for amending records; amending s. 382.019, F.S.; providing for dismissal of an application for delayed registration which is not actively pursued; amending s. 382.025, F.S.; exempting certain birth records from confidentiality requirements; amending s. 382.0255, F.S.; revising provisions relating to disposition of the additional fee imposed on certification of birth records; amending s. 383.14, F.S.; conforming a reference to the name of a program; amending s. 385.202, F.S.; deleting provisions relating to reimbursing hospitals reporting information for the statewide cancer registry; amending s. 385.203, F.S.; establishing requirements and membership for the Diabetes Advisory Council; amending s. 391.028, F.S.; revising provisions relating to administration of the Children's Medical Services program; amending s. 391.0315, F.S.; revising standards for benefits provided under the program for certain children; amending s. 392.69, F.S.; providing for an advisory board for the A. G. Holley State Hospital; amending s. 401.25, F.S.; revising qualifications for licensure as basic or advanced life support service; amending s. 401.27, F.S.; requiring applications to be made under oath by emergency medical technicians or paramedics; amending s. 401.30, F.S.; providing the department with rule authority for patient care records of licensed ambulance services; amending s. 401.35, F.S.; authorizing the department to prescribe by rule requirements for storage, and security of medications maintained by licensed support services; creating s. 401.49, F.S.; authorizing the department's approval of emergency medical technician and paramedic programs; amending s. 409.9126, F.S.; revising requirements for capitation payments to Children's Medical Services programs; amending s. 465.019, F.S.; revising definitions; amending s. 499.005, F.S.; revising the elements of certain offenses relating to purchase or receipt of legend drugs, recordkeeping with respect to drugs, cosmetics, and household products, and permit and registration requirements; amending s. 499.007, F.S.; revising conditions under which a drug is considered misbranded; amending s. 499.028, F.S.; providing an exemption from the prohibition against possession of a drug sample; amending s. 499.066, F.S.; providing conditions on issuance of cease and desist orders; amending s. 499.069, F.S.; providing penalties for certain violations of s. 499.005, F.S.; amending s. 742.10, F.S.; revising procedures relating to establishing paternity for children born out of wedlock; amending ss. 39.303, 385.203, 391.021, 391.221, 391.222, 391.223, F.S., to conform to the renaming of the Division of Children's Medical Services; amending s. 63.162, F.S.; revising requirements for release of the name and identity of an adoptee, birth parent, or adoptive parent; repealing s. 381.731(3), F.S., relating to the date for submission of a report; repealing s. 383.307(5), F.S., relating to licensure of birth center staff and consultants; repealing s. 404.20(7), F.S., relating to transportation of radioactive materials; repealing s. 409.9125, F.S., relating to the study of Medicaid alternative networks; naming a certain building in Jacksonville the "Wilson T. Sowder, M.D., Building"; naming a certain building in Tampa the "William G. 'Doc' Myers, M.D., Building"; naming the department headquarters building the "Charlton E. Prather, M.D., Building"; authorizing the Department of Health to become an accrediting authority for environmental laboratory standards; providing intent and rulemaking authority for the Department of Health to implement standards of the National Environmental Laboratory Accreditation Program; providing an effective date.

By the Committee on Judiciary and Senator Grant—

CS for SB 2242—A bill to be entitled An act relating to notaries public and civil-law notaries; amending s. 117.103, F.S.; providing for the issuance of certified copies of certificates of commission; amending s. 118.10, F.S.; clarifying the definition and purposes of authentic acts; providing for a presumption of correctness; expanding and clarifying the Secretary of State's rulemaking powers with regard to authentic acts; acknowledgments, oaths, solemnizations of marriage, and discipline, testing, bonding, and insurance requirements for civil-law notaries; creating s. 118.12, F.S.; authorizing the issuance of certificates of notarial authority and Apostilles to civil-law notaries; providing an effective date.

By the Committee on Regulated Industries and Senator Clary—

CS for SB 2268—A bill to be entitled An act relating to contracting; amending ss. 489.117 and 489.513, F.S.; requiring the Construction Industry Licensing Board and the Electrical Contractors' Licensing Board to establish the job scope for any licensure category registered by

the respective board, for purposes of local uniformity; creating ss. 489.118 and 489.514, F.S.; providing requirements for certification of registered contractors for grandfathering purposes; requiring a study to determine the fiscal impact on local governments of a single-tier regulatory system for construction and electrical and alarm system contractors; requiring a report; amending s. 205.065, F.S.; providing for recovery of attorney's fees for a prevailing party in any action brought by a contractor challenging an unlawful occupational license levy; providing effective dates.

By the Committee on Children and Families; and Senators Mitchell and Diaz-Balart—

CS for SB's 2388 and 1946—A bill to be entitled An act relating to mental health and substance abuse services; amending s. 394.66, F.S.; conforming a reference to the renaming of a department; amending s. 394.74, F.S.; authorizing the Department of Children and Family Services to use unit cost methods of payments in contracts for mental health and substance abuse services; amending s. 394.78, F.S.; directing the department to adopt certain rules; establishing a commission on mental health and substance abuse; providing membership and duties; providing for an advisory committee; providing for staff and meetings; providing an effective date.

By the Committee on Governmental Oversight and Productivity; and Senator Webster—

CS for SB 2410—A bill to be entitled An act relating to the Department of Management Services; amending s. 20.22, F.S.; revising the organizational structure of the department relating to labor organizations; amending ss. 110.109 and 110.112, F.S.; revising reporting requirements; amending s. 110.1099, F.S.; providing conditions for the reimbursement of training expenses by an employee; amending s. 110.1245, F.S.; revising reporting requirements; increasing the cap on meritorious service awards; amending s. 110.131, F.S.; authorizing the designee of an agency head to extend the other-personal-services employment of a health care practitioner; amending s. 110.181, F.S.; providing that the fiscal agent for the Florida State Employees' Charitable Campaign need not reimburse costs under specified conditions; amending s. 110.201, F.S.; providing for a workforce report; amending s. 110.205, F.S.; conforming provisions to changes made by the act; providing for the designation of Senior Management Service exempt positions; repealing s. 110.207(1)(g), F.S., relating to statewide planning of career service broadbanding compensation and classification; amending s. 110.209, F.S.; adding critical market pay to the list of pay additives; amending s. 110.235, F.S.; deleting a requirement for a report; amending s. 110.503, F.S.; allowing agencies to incur expenses to recognize the service of volunteers; amending s. 110.504, F.S.; providing a limitation on volunteer awards; amending s. 110.605, F.S.; providing a uniform appraisal system for employees and positions in the Selected Exempt Service; amending s. 112.061, F.S.; authorizing the designee of an agency head to approve specified expenses for employees; amending s. 112.3145, F.S.; redefining the terms "local officer" and "specified state employee" for purposes of financial disclosure requirements; amending s. 215.196, F.S.; revising the organizational structure of the department relating to the Architects Incidental Trust Fund; amending s. 215.422, F.S.; deleting a vendor's right to the name of an ombudsman; amending s. 216.011, F.S.; redefining the term "operating capital outlay"; amending s. 255.25, F.S.; exempting certain leases from the competitive bidding process; amending ss. 255.249 and 255.257, F.S.; revising the threshold for leased space facility requirements; amending s. 267.075, F.S.; revising the membership of The Grove Advisory Council; amending s. 272.18, F.S.; revising the membership of the Governor's Mansion Commission; amending s. 272.185, F.S.; revising the organizational structure of the department relating to maintenance of the Governor's Mansion; amending s. 273.02, F.S.; increasing the value of property required to be inventoried by custodians; amending s. 273.055, F.S.; providing for the disbursement of moneys received from disposition of state-owned tangible personal property; amending ss. 281.02, 281.03, 281.04, 281.05, 281.06, and 281.08, F.S.; including reference to the Florida Capitol Police; amending s. 281.07, F.S.; revising the organizational structure of the department relating to the capitol police; amending s. 282.105, F.S., relating to use of State Suncom Network by nonprofit schools; amending s. 282.111, F.S.; revising the organizational structure

of the department relating to the statewide system of regional law enforcement communications; amending s. 287.017, F.S.; increasing purchasing category threshold amounts; amending s. 287.042, F.S.; revising the organizational structure of the department relating to the purchasing of goods and services; repealing ch. 98-310, Laws of Florida, relating to evaluation of the state contract for air carrier service; authorizing the department to negotiate air services to and from Tallahassee and other cities; amending s. 287.057, F.S.; revising the organizational structure of the department relating to the procurement of insurance; amending s. 287.151, F.S.; revising purchasing requirements for certain state motor vehicles; amending ss. 287.16 and 287.18, F.S.; revising the organizational structure of the department relating to motor vehicles, watercraft, and aircraft; requiring a report on break-even mileage to be submitted biennially to agency inspectors general; amending s. 287.17, F.S.; providing definitions; providing criteria to be followed by an agency head in assigning a state-owned motor vehicle to an employee; requiring a report from agency heads on employee use of state motor vehicles; amending s. 365.171, F.S.; designating the director of the statewide emergency telephone number "911"; amending ss. 401.021 and 401.027, F.S.; designating the director of the statewide telecommunications system of the regional emergency medical service; amending s. 446.604, F.S.; providing for Government Services Direct to be included in the plan for One-Stop Career Centers; amending s. 447.208, F.S.; providing for the determination of attorney's fees in certain cases; repealing ss. 110.407 and 110.607, F.S., which provide for performance audits; providing an effective date.

By the Committee on Governmental Oversight and Productivity; and Senator Rossin—

CS for SB 2426—A bill to be entitled An act relating to legislative oversight of governmental programs; amending ss. 11.42, 11.45, F.S.; defining the term "operational audit"; revising the duties of the Auditor General; transferring the Division of Public Assistance Fraud from the Auditor General to the Department of Law Enforcement; transferring, renumbering, and amending s. 11.50, F.S.; conforming provisions to the transfer of the Division of Public Assistance Fraud; amending ss. 402.3015, 414.33, 414.34, 414.39, 414.40, 951.28, F.S.; conforming provisions to the transfer of the Division of Public Assistance Fraud; amending ss. 373.589, 195.096, 232.44, 946.516, 283.31, F.S.; revising the duties of the Auditor General; providing for audits by independent certified public accountants; amending s. 944.719, F.S.; transferring duties from the Auditor General to the Office of Program Policy Analysis and Government Accountability; amending ss. 11.511, 11.513, F.S.; revising the duties of the Office of Program Policy Analysis and Government Accountability; amending ss. 112.3187, 112.3188, 112.31895, F.S.; eliminating the Public Counsel's responsibilities associated with the Whistleblower's Act; amending s. 985.401, F.S.; providing for the composition of the Juvenile Justice Accountability Board; reassigning the board from the Joint Legislative Auditing Committee to the Department of Juvenile Justice; amending s. 218.502, F.S.; redefining the term "local governmental entity"; repealing s. 284.50(4), F.S., which provides for the Auditor General to audit state agency loss-prevention programs; repealing s. 475.045(1)(f), F.S., which provides for the Auditor General to audit the financial transactions of the Florida Real Estate Commission Education and Research Foundation; repealing s. 985.07, F.S., which provides for the Auditor General to examine some information-sharing efforts; providing an effective date.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

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>
Board of Trustees of Broward Community College	
Appointees: Douglass, Georgette S., Ft. Lauderdale	05/31/2002
Williams, Levi G., Ft. Lauderdale	05/31/2002

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees of Central Florida Community College	
Appointee: Rasbury, Frank M., Ocala	05/31/2002
Board of Trustees of Chipola Junior College	
Appointees: Gatlin, Manuel R., Blountstown	05/31/2001
Padgett, John W., Marianna	05/31/2002
Plummer, Mark S., Bristol	05/31/2002
Taylor, Brenda G., Bonifay	05/31/2001
Board of Trustees of Daytona Beach Community College	
Appointee: Gardner, James E., Palm Coast	05/31/2001
Board of Trustees of Edison Community College	
Appointee: Reiman, Cathy S., Bonita Springs	05/31/2002
Board of Trustees of Florida Keys Community College	
Appointees: Almeda, Patricia A., Big Pine Key	05/31/2001
Bell-Thompson, Jennifer S., Plantation Key	05/31/2002
Butler, Frank H., Key West	05/31/2002
Clark, Mona C., Key West	05/31/2001
Board of Trustees of Gulf Coast Community College	
Appointees: Cramer, William C. Jr., Panama City	05/31/2002
Duren, George W., Port St. Joe	05/31/2002
Roberson, Ralph C., Port St. Joe	05/31/2001
Board of Trustees of Indian River Community College	
Appointee: Hoag, Charlene E., Palm City	05/31/2001
Board of Trustees of Lake City Community College	
Appointees: Chastain, John M., Bell	05/31/2002
Hires, Richard L., Steinhatchee	05/31/2002
Board of Trustees of Lake-Sumter Community College	
Appointees: Cavanaugh, Linda S., Oxford	05/31/2001
Norman, Joe M., Leesburg	05/31/2002
Board of Trustees of Manatee Community College	
Appointee: Smith, James W., Sarasota	05/31/2002
Board of Trustees of Miami-Dade Community College	
Appointees: Bucelo, Armando J. Jr., Coral Gables	05/31/2001
Mincey-Mills, Denise R., Opa Locka	05/31/2001
Board of Trustees of North Florida Junior College	
Appointee: Brashear, Richard H., Live Oak	05/31/2002
Board of Trustees of Pensacola Junior College	
Appointees: Robertson, Elba W., Milton	05/31/2001
Saxon, R. Michael, Pace	05/31/2001
Tait, Thomas D., Milton	05/31/2002
Usry, Dona W., Pensacola	05/31/2002
Board of Trustees of Polk Community College	
Appointees: Moore, Thomas W., Lakeland	05/31/2001
Pinner, Ernest S., Haines City	05/31/2001
Board of Trustees of Santa Fe Community College	
Appointee: Bradley, Winston J., Gainesville	05/31/2002
[Referred to the Committee on Gubernatorial Appointments and Confirmations.]	
Board of Regents	
Appointees: Henriques, Adolfo, Miami	01/01/2000
Oyola, Michelle C., Boca Raton	09/01/1999
[Referred to the Committees on Education; and Gubernatorial Appointments and Confirmations.]	

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 24 was corrected and approved.

CO-SPONSORS

Senators Dawson-White—SB 1460; Lee—CS for SB 172; Meek—SB 2484; Saunders—SB 1460

RECESS

On motion by Senator McKay, the Senate recessed at 5:30 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 9:30 a.m., Tuesday, March 30.