



Journal of the Senate

Number 13—Regular Session

Wednesday, April 7, 1999

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ADOPTION OF RESOLUTIONS

At the request of Senator Clary—

By Senator Clary—

SR 1102—A resolution commending Niceville High School senior Michael Rizk for his accomplishments in making a perfect score on the American College Test.

WHEREAS, Michael Rizk is a 17-year-old senior at Niceville High School, who carries a 4.75 weighted grade point average and is involved in the Math Club, Fellowship of Christian Athletes, Honor Society, and Debate, and

WHEREAS, on June 13, 1998, approximately 15,500 Florida students and 354,000 students across the nation completed the ACT college entrance exam, and

WHEREAS, Michael Rizk was the only student in Florida and one of only 23 in the entire United States to achieve a perfect score on the ACT college entrance examination, and

WHEREAS, it is fitting and appropriate that the Senate of the State of Florida take time out to recognize Michael Rizk for this exceptional achievement, NOW, THEREFORE,

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

That the Florida Senate commends Michael Rizk for his accomplishments in achieving a perfect score on the ACT college entrance examination and wishes him great success in his chosen field of engineering.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Michael Rizk as a tangible token of the sentiments of the Florida Senate.

—**SR 1102** was introduced, read and adopted by publication.

At the request of Senator Clary—

By Senator Clary—

SR 1372—A resolution in recognition of the Gulf Area Garden Club of Fort Walton Beach on the occasion of its 50th Anniversary.

WHEREAS, one of the first organizations to be established in Fort Walton Beach was the Gulf Area Garden Club, and

WHEREAS, the Gulf Area Garden Club was formed in 1949 and celebrates its 50th year of service on February 14, 1999, and

WHEREAS, the only other women's social organization in existence at that time was the Fort Walton Woman's Club, formed approximately one year earlier, and

WHEREAS, the population of Fort Walton Beach in 1949 was approximately 100, and the two organizations were instrumental in providing many of the social and cultural amenities in the area, and

WHEREAS, the Gulf Area Garden Club is affiliated with the Florida Federation of Garden Clubs, and

WHEREAS, from the beginning, the Gulf Area Garden Club took the lead locally, not only in preserving and enhancing the beauty of the area, but in many aspects of life which called for community leadership, and

CALL TO ORDER

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

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

PRAYER

The following prayer was offered by Rev. Dick Jenkins, Pastor, First Christian Church, Naples:

Dear and precious God, may this be a day when praying flows effortlessly and spontaneously.

With today's urgencies, our eagerness to do and accomplish is enormous. Thank you for the beautiful surprises you are planning for us today.

This day will be good and even better than good when you, O God, think through our brains, talk through our tongues and smile at others through our faces.

Truly, at the end of this day, may each Senator say to himself, "To the promises that I have made to my constituents, I have been faithful. I have been reliable and, in so being, I have been touched with happiness and greatly moved in faith, hope and love."

With enthusiasm, I say, "AMEN."

PLEDGE

Senate Pages Marshall Connell of Monticello and Dede Bergen of Valrico, led the Senate in the pledge of allegiance to the flag of the United States of America.

WHEREAS, while its primary purpose has always been the study and development of gardens, gardening, wildlife, and birds, the club has always taken the lead in programs for improvement of water quality, preservation of beaches and dunes, and enhancement of city-owned property through the use of flowers and trees, and

WHEREAS, for many years the Gulf Area Garden Club's Annual Flower Show has been one of the highpoints of the year in Fort Walton Beach, and

WHEREAS, plant sales and the distribution of literature concerning horticulture by the garden club have helped many newcomers establish beautiful gardens in the very different climate and soil found in the area, and

WHEREAS, the Gulf Area Garden Club has taken its programs into area schools, with special attention to "Junior Gardeners," instilling a love of flowers, birds, and landscapes which will remain with these children for the rest of their lives, and

WHEREAS, members of the Gulf Area Garden Club have taught the children of the Fort Walton Beach area the science of plant growth, the secrets of attracting and feeding butterflies and birds, and the need for maintaining the natural and landscaped beauty of the area, and

WHEREAS, the Brooks-Beal Center, built jointly by the Garden Club and the Woman's Club on land donated by the Brooks family to the Gulf Area Garden Club, is shared with the community as a meeting place for a number of organizations and churches, and

WHEREAS, the Gulf Area Garden Club has called upon the cities, schools, universities, and other public groups in the Fort Walton Beach area to plant golden lantana in as many areas as possible, in recognition of the 50th anniversary of the club, and

WHEREAS, it is fitting and appropriate that the Florida Senate recognize the Gulf Area Garden Club on this, its 50th Anniversary, NOW, THEREFORE,

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

That the Florida Senate honors the Gulf Area Garden Club of Fort Walton Beach for its 50 years of service to the citizens of the Fort Walton Beach community and surrounding areas.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the president of the Gulf Area Garden Club as a tangible token of the sentiments of the Florida Senate.

—**SR 1372** was introduced, read and adopted by publication.

At the request of Senator Clary—

By Senator Clary—

SR 2364—A resolution recognizing October as Breast Cancer Awareness Month.

WHEREAS, breast cancer is the leading type of cancer among women in Florida and is the second highest cause of cancer deaths among the state's female population, and

WHEREAS, of the 175,000 women in the United States that were projected to be diagnosed with breast cancer during 1998, 11,900 were expected to be citizens of Florida, and

WHEREAS, of the women in Florida who in 1998 learned that they had breast cancer, 2,900 were expected to die in 1998, and

WHEREAS, the National Association of Breast Cancer Organizations has designated October as Breast Cancer Awareness Month across the nation, NOW, THEREFORE,

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

That the Florida Senate recognizes the month of October as Breast Cancer Awareness Month in Florida and urges all women to understand the risks associated with breast cancer, to take preventive steps to mini-

mize those risks, and to undergo early detection procedures such as mammography.

—**SR 2364** was introduced, read and adopted by publication.

At the request of Senator Silver—

By Senator Silver—

SR 2690—A resolution proclaiming Wednesday and Thursday, April 7 and 8, 1999, as "Miami-Dade County Days."

WHEREAS, Greater Miami contains more than 65,000 businesses, which employ over 900,000 people, and is the site of 50 foreign consulates, 23 international trade offices, and 31 bi-national Chambers of Commerce, and

WHEREAS, Miami-Dade County is a hub of international trade, as evidenced by the fact that 40 percent of all U.S. exports to Latin America and the Caribbean pass through the Miami Customs District, that Miami International Airport ranks first in the U.S. for international freight and second in the number of international passengers, and that the Port of Miami is the ninth-largest containerized cargo port in the U.S. and is the cruise capital of the world, and

WHEREAS, Miami-Dade County is a center of world finance, with 135 financial institutions and foreign agencies within its boundaries, and

WHEREAS, the film and TV industry has made Miami-Dade County one of the largest production centers in the nation, where, last year, productions ranging from television commercials and print ads to music videos and films totaled more than \$200 million, and

WHEREAS, despite considerable damage due to Hurricane Andrew in 1992, agriculture continues to be an important economic force in Miami-Dade County, and more tropical vegetables are harvested there than in any county in the U.S., and

WHEREAS, manufacturing is also a key industry in Miami-Dade County, with nearly 3,000 companies that employ approximately 80,000 individuals, and

WHEREAS, Miami-Dade County is experiencing a cultural boom in world-class entertainment and cultural activities, with more than 600 nonprofit cultural organizations offering dance, theater, music, and visual arts, and

WHEREAS, the Miami-Dade community is a microcosm of the world, in which 156 countries are represented; 60 languages are spoken daily; 15 languages are taught in the community's schools; 69 direct, nonstop flights take passengers to Latin America and the Caribbean; and trade flourishes at the U.S. port located closest to Africa, and

WHEREAS, today the tourism industry and the spillover created by the industry creates jobs for one in every six residents of the Miami-Dade area, NOW, THEREFORE,

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

That the Florida Senate recognizes the many valuable contributions that Miami-Dade County makes to the cultural and economic well-being of this state, and, in recognition of those contributions, this body designates April 7 and 8, 1999, as "Miami-Dade County Days."

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the chairperson of the Miami-Dade County legislative delegation, as a token of the sentiments expressed herein.

—**SR 2690** was introduced, read and adopted by publication.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator McKay, by two-thirds vote **SB 1852** was withdrawn from the Committees on Commerce and Economic Opportunities; Comprehensive Planning, Local and Military Affairs; and Fiscal Policy;

and referred to the Committees on Commerce and Economic Opportunities; Comprehensive Planning, Local and Military Affairs; and Fiscal Resource; **SB 1944** was withdrawn from the Committee on Fiscal Policy and referred to the Committee on Fiscal Resource; **SB 1868** was withdrawn from the Committee on Rules and Calendar; and **SB 1548, SB 1288, SB 1136, CS for CS for SB 1056** and **SB 1022** were withdrawn from the Committee on Fiscal Policy.

On motion by Senator Mitchell, by two-thirds vote **SB 1186** was withdrawn from the committee of reference and further consideration.

MOTIONS

On motion by Senator McKay, a deadline of 5:00 p.m. this day was set for filing amendments to Bills on Third Reading to be considered Thursday, April 8.

BILLS ON THIRD READING

SB 710—A bill to be entitled An act relating to elections; creating s. 100.065, F.S.; allowing all voters to vote in certain primary election contests; amending ss. 101.021, 101.251, 101.5606, F.S.; conforming provisions; providing an effective date.

—was read the third time by title.

On motion by Senator Saunders, **SB 710** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

CS for SB 752—A bill to be entitled An act relating to elections; creating s. 99.063, F.S.; providing for the designation of candidates for Lieutenant Governor; providing requirements and time for qualifying for such office; providing for ballot language on primary election ballots if the candidate for Lieutenant Governor has not been designated by a time certain; repealing s. 99.092(3), F.S., and amending ss. 99.095, 99.0955 and 101.62, F.S.; conforming provisions; amending s. 100.111, F.S.; allowing a candidate who has qualified for public office who has withdrawn or been eliminated to be designated as a candidate for Lieutenant Governor; amending s. 102.112, F.S.; revising the time for submission of county returns to the Department of State; providing an effective date.

—was read the third time by title.

On motion by Senator Saunders, **CS for SB 752** was passed and certified to the House. The vote on passage was:

Yeas—39

Table with 4 columns: Madam President, Clary, Hargrett, Latvala, Bronson, Cowin, Holzendorf, Laurent, Brown-Waite, Dawson-White, Horne, Lee, Burt, Diaz-Balart, Jones, McKay, Campbell, Dyer, King, Meek, Carlton, Forman, Kirkpatrick, Mitchell, Casas, Geller, Klein, Myers, Childers, Grant, Kurth, Rossin.

Table with 4 columns: Saunders, Sebesta, Sullivan, Webster, Scott, Silver, Thomas, Nays—None.

SB 754—A bill to be entitled An act relating to elections; amending s. 99.095, F.S.; modifying the requirements for the alternative method of qualifying; amending s. 99.0955, F.S.; modifying the requirements for a candidate with no party affiliation to obtain ballot position; amending s. 99.096, F.S.; modifying the requirements for a minor party candidate to obtain ballot position; amending s. 99.09651, F.S.; modifying the petition requirements in a year of apportionment; amending s. 103.021, F.S.; modifying the requirements for certain minor parties to have the names of their candidates for President and Vice President printed on the ballot; amending s. 99.097, F.S.; allowing minor party candidates to have petitions verified at no charge; amending s. 105.035, F.S.; modifying the requirements for the alternative method of qualifying for judicial candidates; amending ss. 99.021, 99.061, 99.092, 99.0965, 100.111, 100.141, 101.151, 101.191, 101.251, 101.5606, 106.143, F.S., to conform; providing an effective date.

—was read the third time by title.

On motion by Senator Saunders, **SB 754** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Consideration of **CS for SB 154** and **SB 8** was deferred.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Toni Jennings, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for SB's 366 and 382 and SB 708, with amendment(s), and requests the concurrence of the Senate.

John B. Phelps, Clerk

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

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

House Amendment 1 (963557)(with title amendment)—Remove from the bill: Everything after the enacting clause and insert in lieu thereof:

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 411.01, Florida Statutes, is created to read:

411.01 School readiness program.—

(1) LEGISLATIVE INTENT.—

(a) The Legislature recognizes that school readiness programs increase children's chances of achieving future educational success and becoming productive members of society. It is the intent of the Legislature that such programs be developmentally appropriate, research-based, involve parents as their child's first teacher, serve as preventive measures for children at risk of future school failure, enhance the educational readiness of eligible children, and support family education. Each school readiness program shall provide the elements necessary to prepare at-risk children for school, including health screening and referral and an appropriate educational program.

(b) It is the intent of the Legislature that school readiness programs be operated on a full-day, year-round basis to the maximum extent possible to enable parents to work and become financially self-sufficient.

(c) It is the intent of the Legislature that school readiness programs not exist as isolated programs, but build upon existing services and work in cooperation with other programs for young children, and that school readiness programs be coordinated and funding integrated to achieve full effectiveness.

(d) It is the intent of the Legislature that the implementation of a school readiness program be phased in on a county-by-county basis. Each coalition's school readiness program shall have available to it funding from all the county's publicly funded early education and child care programs, including Florida First Start programs, Even-Start literacy programs, prekindergarten early intervention programs, Head Start programs, programs offered by public and private providers of child care, migrant prekindergarten programs, Title I programs, subsidized child care programs, teen parent programs, and other services, together with any additional funds appropriated or obtained for purposes of this section, and these programs and services shall be a part of the coalition's integrated school readiness program.

(e) It is the intent of the Legislature that the administrative staff at the state level for school readiness programs be kept to the minimum necessary to carry out the duties of the State School Readiness Governing Board, as the school readiness programs are to be locally designed, operated, and managed, with the State School Readiness Governing Board adopting a system for measuring school readiness; developing school readiness program performance standards, outcome measurements, and data design and review; and approving and reviewing local school readiness coalitions and plans.

(f) It is the intent of the Legislature that appropriations for combined school readiness programs shall not be less than the programs would receive in any fiscal year on an uncombined basis.

(g) It is the intent of the Legislature that the school readiness program coordinate and operate in conjunction with the district school systems. However, it is also the intent of the Legislature that the school readiness program not be construed as part of the system of free public schools but rather as a separate program for children under the age of kindergarten eligibility, funded separately from the system of free public schools, utilizing a mandatory sliding fee scale, and providing an integrated and seamless system of school readiness services for the state's birth-to-kindergarten population.

(h) It is the intent of the Legislature that the federal child care income tax credit be preserved for school readiness programs.

(2) DEFINITIONS.—As used in this section, the term:

(a) "Governing board" means the State School Readiness Governing Board.

(b) "Coalition" means a Local School Readiness Coalition.

(c) "Plan" means a coalition's school readiness program implementation plan.

(3) STATE SCHOOL READINESS GOVERNING BOARD.—The State School Readiness Governing Board is established in the Executive Office of the Governor.

(a) The governing board shall consist of:

1. The Lieutenant Governor, or his or her designee.
2. The Secretary of the Department of Children and Family Services.
3. The Commissioner of Education, or his or her designee.
4. The chair of the WAGES Program State Board of Directors.
5. The Secretary of Health.
6. The chair of the Child Care Executive Partnership Board.

7. Five members appointed by the Governor. Four of the Governor's appointees shall be appointed from a list of six nominees, of which three have been submitted by the President of the Senate, and three have been submitted by the Speaker of the House of Representatives. Members shall be appointed to 4-year terms of office. However, of the initial appointees, one shall be appointed to a 1-year term, one shall be appointed to a 2-year term, two shall be appointed to 3-year terms, and one shall be appointed to a 4-year term. Any vacancy on the governing board shall be filled in the same manner as the original appointment.

The appointed members shall be business, community, and civic leaders in the state who are not elected to public office and who are not providers of early education or child care. The members must be geographically and demographically representative of the state. The Governor shall select a chair and a vice chair, and shall appoint an executive director, who is responsible for other staff authorized by the governing board.

(b) For purposes of administration of the Federal Child Care and Development Fund, 45 C.F.R. Parts 98 and 99, the governing board may be designated by the Governor as the Lead Agency, and if so designated shall comply with the Lead Agency responsibilities pursuant to federal law. Additionally, the governing board shall establish a reading and literacy partnership with the Governor, the Commissioner of Education, the chairs and ranking minority members of the appropriate Senate and House education committees, and the coalitions for purposes of receiving federal Reading Excellence Act grants, and shall make every attempt to draw down all available relevant federal funds.

(c) The governing board shall meet quarterly and may meet as often as it deems necessary to carry out its duties and responsibilities. Members of the governing board shall participate without proxy at the quarterly meetings. The governing board may take official action by a majority vote of the members present at any meeting at which a quorum is present. The governing board shall hold its first meeting by October 1, 1999.

(d) Members of the governing board are subject to the ethics provisions in part III of chapter 112, and no member may derive any financial benefit from the funds administered by the governing board.

(e) Members of the governing board shall serve without compensation but are entitled to reimbursement for per diem and travel expenses incurred in the performance of their duties as provided in s. 112.061, and reimbursement for other reasonable, necessary, and actual expenses.

(f) For the purposes of tort liability, the members of the governing board and its employees shall be governed by s. 768.28.

(g) The governing board shall:

1. Be responsible for the prudent use of all public and private funds in accordance with all legal and contractual requirements.

2. Provide final approval and periodic review of coalitions and plans.

3. Provide leadership for enhancement of school readiness in this state by aggressively establishing a unified approach to the state's efforts toward enhancement of school readiness. In support of this effort, the governing board may develop and implement specific strategies that address the state's school readiness programs, and may make recommendations to the appropriate oversight entity to move agency staff from other state agencies.

4. Seek the most strategic use of federal, state, local, and private resources to maximize the effectiveness of school readiness programs.

5. Adopt a system for measuring school readiness that provides objective data regarding the expectations for school readiness, and establish a method for collecting the data and guidelines for using the data. The measurement, the data collection, and the use of the data must serve the statewide school readiness goal. The criteria for determining which data to collect should be the usefulness of the data to state policymakers and local program administrators in administering programs and allocating state funds, and must include the tracking of school readiness system information back to individual school readiness programs to assist in determining program effectiveness. The governing board shall also adopt a system for evaluating the performance of students through the third grade to compare the performance of those who participated in school readiness programs with the performance of students who did not participate in school readiness programs in order to identify strategies for continued successful student performance.

6. Develop and adopt performance standards and outcome measures which meet the requirements of subsection (5).

7.a. Use the resources and capabilities of the State University System and the Division of Community Colleges in improving school readiness programs, including establishing a career path for employees in school readiness professions that leads from entry-level employment to a bachelor's degree. The State University System and the Division of Community Colleges shall assist and support the governing board and the coalitions, utilizing existing resources.

b. In consultation with the Postsecondary Education Planning Commission and the Education Standards Commission, assess the expertise of public and private Florida postsecondary institutions in the areas of infant and toddler developmental research; the related curriculum of training, career, and academic programs; and the status of articulation among those programs. Based on this assessment, the governing board shall provide recommendations to the Governor and the Legislature for postsecondary program improvements to enhance school readiness initiatives.

(h) The governing board may adopt rules necessary to administer the provisions of this section which relate to preparing and implementing the system for school readiness, collecting data, approving local school readiness coalitions and plans, providing a method whereby a coalition can serve two or more counties, awarding incentives to coalitions, and issuing waivers.

(i) The governing board shall recommend to the Governor, the Commissioner of Education, and the State Board of Education rules, and revisions or repeal of rules, which would increase the effectiveness of programs that prepare children for school.

(j) The governing board shall submit an annual report of its activities to the Governor, the executive director of the Florida Healthy Kids Corporation, the President of the Senate, the Speaker of the House of Representatives, and the minority leaders of both houses of the Legislature. In addition, the governing board's reports and recommendations shall be made available to the State Board of Education, other appropriate state agencies and entities, district school boards, central agencies for child care, and county public health units. The annual report must provide an analysis of school readiness activities across the state, including the number of children who were served in the programs and the number of children who were ready for school. The annual report shall be submitted in a timeframe that summarizes the coalition reports pursuant to subsection (13) and the work of the School Readiness Program Estimating Conference.

(k) The governing board shall work with school readiness coalitions to increase parents' training for and involvement in their children's preschool education and to provide family literacy activities and programs.

(4) PROGRAM ELIGIBILITY.—The school readiness program shall be established for children under the age of kindergarten eligibility. Priority for participation in the school readiness program shall be given to children who meet one or more of the following criteria:

(a) Children under the age of kindergarten eligibility who are:

1. Children determined to be at risk of abuse, neglect, or exploitation and who are currently clients of the Children and Family Services Program Office of the Department of Children and Family Services.

2. Children at risk of welfare dependency, including economically disadvantaged children, children of participants in the WAGES program, children of migrant farmworkers, and children of teen parents.

3. Children of working families whose family income does not exceed 150 percent of the federal poverty level.

(b) Three-year-old children and 4-year-old children who may not be economically disadvantaged but who have disabilities, have been served in a specific part-time or combination of part-time exceptional education programs with required special services, aids, or equipment, and were previously reported for funding part time with the Florida Education Finance Program as exceptional students.

(c) Economically disadvantaged children, children with disabilities, and children at risk of future school failure, from birth to 4 years of age, who are served at home through home visitor programs and intensive parent education programs such as the Florida First Start Program.

(d) Children who meet federal and state requirements for eligibility for the migrant preschool program but who do not meet the criteria of economically disadvantaged.

An "economically disadvantaged" child means a child whose family income is below 150 percent of the federal poverty level. Notwithstanding any change in a family's economic status, but subject to additional family contributions in accordance with the sliding fee scale, a child who meets the eligibility requirements upon initial registration for the program shall be considered eligible until the child reaches kindergarten age.

(5) STANDARDS; OUTCOME MEASURES.—

(a) All publicly funded school readiness programs shall be required to meet the performance standards and outcome measures developed and approved by the governing board. The Office of Program Policy Analysis and Government Accountability shall provide consultation to the governing board in the development of the measures and standards. These performance standards and outcome measures shall be applicable on a state-wide basis and must:

1. Help prepare preschool children to enter kindergarten ready to learn, as measured by a methodology adopted by the governing board with input from the Department of Education.

2. Provide extended-day services and extended-year services when needed.

3. Include a staff development plan to ensure that the program has qualified professionals.

4. Provide for expanded access to community services and resources, including adult literacy assistance, to help families achieve economic self-sufficiency.

5. Provide for a simplified point of entry and unified waiting list.

6. As long as funding or eligible populations do not decrease, serve at least as many children as were served prior to implementation of the program.

7. Establish a community plan to address the needs of all eligible children.

8. Meet all state licensing guidelines, where applicable.

9. Assess the developmental status of each child upon the child's entry into a school readiness program and exit from the program for the purpose of assisting program effectiveness determinations.

The governing board shall develop a phase-in schedule through which all publicly funded school readiness programs shall be measured by these performance standards.

(b) All publicly funded school readiness programs shall be required to implement a comprehensive program of children and family services that will enhance the cognitive, social, and physical development of children to achieve the performance standards and outcome measures specified in paragraph (a).

(6) LOCAL SCHOOL READINESS COALITIONS.—

(a) Each coalition shall consist of at least 14 members but not more than 21 members, including the following local officials:

1. The Department of Children and Family Services district administrator or his or her deputy or the equivalent.

2. The district superintendent of schools or his or her deputy or the equivalent.

3. The regional workforce development board chair or director, where applicable.

4. The county health department director or his or her designee.

5. The Children's Services Council chair or executive director, if applicable.

6. The child care licensing agency head.

7. Two members appointed by the Department of Children and Family Services district administrator.

8. Two members appointed by the board of county commissioners.

9. Two members appointed by the district school board.

10. The central child care agency administrator.

11. Head Start director or directors.

12. Up to 7 additional members appointed by the coalition.

(b) No member of a coalition may appoint a designee to act in his or her place. A member who is unable to attend may send a representative to coalition meetings, but that representative will have no voting privileges.

(c) Members of the coalition are subject to the ethics provisions in part III of chapter 112.

(d) Multicounty coalitions shall include representation from each county.

(7) IMPLEMENTATION; PHASING-IN OF PROGRAM; EXCEPTIONS TO LAW.—

(a) The school readiness program is to be phased-in as prescribed by the procedures for implementation provided in this subsection and subsection (8). Until the coalition implements its plan, the county shall continue to receive the services identified in paragraph (1)(d) through the

various agencies that would be responsible for delivering those services under current law.

(b) In order to obtain plan approval by the governing board, the coalition must submit to the governing board a plan that includes strategies to meet the requirements of this section, including:

1. Specific eligibility priorities for children within the coalition's county pursuant to subsection (4).

2. Performance standards and outcome measures established by the governing board or alternatively, standards and outcome measures to be used until such time as the governing board adopts such standards and outcome measures.

3. Reimbursement rates that have been developed by the coalition.

4. A sliding fee scale establishing a copayment for parents based on their ability to pay, which is the same for all program providers, to be implemented and reflected in each program's budget.

5. Systems support services, including a central agency, child care resource and referral, eligibility determinations, training of providers, and parent support and involvement.

6. Direct enhancement services to families and children. System support and direct enhancement services shall be in addition to payments for the placement of children in school readiness programs.

7. A business plan, which must include the contract with a school readiness agent if the coalition is not a legally established corporate entity. Coalitions may contract with other coalitions to achieve efficiency in multiple-county services, and such contracts may be part of the coalition's business plan.

8. Strategies to meet the needs of unique populations, such as migrant workers.

As part of the plan, the coalition may request the Governor to apply for a waiver to allow the county to administer the Head Start Program to accomplish the purposes of the school readiness program. If any school readiness plan can demonstrate that specific statutory goals can be achieved more effectively by using procedures that require modification of existing rules, policies, or procedures, a request for a waiver to the governing board may be made as part of the plan. Upon review, the governing board may grant the proposed modification.

(c) The coalition may not implement its plan until it submits the plan to and receives approval from the governing board. Once the plan has been approved, the plan and the services provided under the plan shall be controlled by the coalition rather than by the state agencies or departments. The plan shall be reviewed and revised as necessary, but not less than every 3 years.

The provisions of ss. 125.901(2)(a)3., 228.061(1) and (2), 230.2303, 230.2305, 230.2306, 230.23166, 232.01(1)(a)3., 402.3015, 411.204, 411.221, 411.222, 411.223, and 411.232 shall not apply to school readiness programs which are subject to this section and which are included within a coalition's plan that has been approved by the governing board.

(e) Two or more counties may join for the purpose of planning and implementing a school readiness program.

(f) A coalition may, subject to approval of the governing board as part of the coalition's plan, receive subsidized child care funds for all children eligible for any federal subsidized child care program and be the provider of the program services.

(g) Coalitions are authorized to enter into multiparty contracts with statewide service providers in order to meet the needs of unique populations such as migrant workers.

(8) COALITION INITIATION GRANTS; INCENTIVE BONUSES.—

(a)1. Coalitions that are approved by the governing board by December 1, 1999, shall be eligible for a \$50,000 initiation grant to support the coalition in developing its plan.

2. Coalitions that are approved by the governing board by March 1, 2000, shall be eligible for a \$25,000 initiation grant to support the coalition in developing its plan.

3. Funds appropriated for coalition initiation grants shall be allocated on a first-come first-served basis.

(b) Coalitions that have their plans approved by March 1, 2000, shall receive funding from the governing board in fiscal year 2000-2001, and each year thereafter.

(c) Upon the governing board's approval of any coalition's plan that clearly shows enhancement in the quality and standards of the school readiness program without diminishing the number of children served in the program, the governing board shall award the coalition an incentive bonus on a per-child-served basis, subject to appropriation.

(d) In fiscal year 2000-2001, and each year thereafter, any increases in funding for school readiness programs shall be administered through the coalitions.

(e) In fiscal year 2001-2002, the governing board shall request proposals from government agencies and nonprofit corporations for the development and operation of a coalition in each county that does not have an approved coalition by March 1, 2001, unless the county has requested and been granted a waiver by the governing board for good cause.

(9) FUNDING; SCHOOL READINESS PROGRAM.—

(a) It is the intent of this section to establish an integrated and quality seamless service delivery system for all publicly funded early education and child care programs operating in this state.

(b) All state funds budgeted for a county for the programs specified in paragraph (1)(d), along with the pro rata share of the state administrative costs of those programs, all federal funds and required local matching funds for a county for programs specified in paragraph (1)(d), and any additional funds appropriated or obtained for purposes of this section, shall be transferred for the benefit of the coalition for implementation of its plan, including the hiring of staff to effectively operate the coalition's school readiness program. As part of plan approval and periodic plan review, the governing board shall require that administrative costs be kept to the minimum necessary for efficient and effective administration of the plan.

(c) By February 15, 2000, the governing board shall present to the Legislature recommendations for combining funding streams for school readiness programs into a School Readiness Trust Fund. These recommendations must include recommendations for the inclusion or noninclusion of prekindergarten disabilities programs and funding.

(d) The governing board shall annually distribute all eligible funds as block grants to assist coalitions in integrating services and funding to develop a quality service delivery system. Subject to appropriation, the governing board may also provide financial awards to coalitions demonstrating success in merging and integrating funding streams to serve children and school readiness programs.

(e) State funds appropriated for the school readiness program may not be used for the construction of new facilities or the purchase of buses. By February 15, 2000, the governing board shall present to the Legislature recommendations for providing necessary transportation services for school readiness programs.

(f) All cost savings and all revenues received through a mandatory sliding fee scale shall be used to help fund the local school readiness program.

(10) REIMBURSEMENT RATE.—Each coalition shall develop a reimbursement rate schedule that encompasses all programs funded by that coalition. The reimbursement rate schedule must take into consideration the relevant market rate and must include the projected number of children to be served and must be submitted to the governing board for information.

(11) REQUIREMENTS RELATING TO SCHOOL READINESS AGENTS.—If the coalition is not a legally established corporate entity, the coalition must designate a school readiness agent, which may be a public entity or a private nonprofit organization. The school readiness

agent shall be required to provide financial and administrative services pursuant to a contract with the coalition. The cost of the financial and administrative services shall be negotiated between the school readiness agent and the coalition. If the school readiness agent is a provider of early education and care programs, the contract must specify that the school readiness agent will act on policy direction from the coalition and will not receive policy direction from its own corporate or governance board regarding disbursement of coalition funds. The school readiness agent shall disburse funds in accordance with the approved coalition school readiness plan and based on billing and disbursement procedures approved by the governing board. The school readiness agent must conform to all data-reporting requirements established by the governing board. A contract between a coalition and a school readiness agent must be presented to the governing board as part of the coalition's plan approval process.

(12) PARENTAL CHOICE.—

(a) The school readiness program shall provide parental choice pursuant to a purchase service order that ensures, to the maximum extent possible, flexibility in school readiness programs and payment arrangements. According to federal regulations requiring parental choice, a parent may choose an informal child-care arrangement.

(b) If it is determined that a provider has provided any cash or other unlawful remuneration to the beneficiary in return for receiving the purchase order, the school readiness agent shall refer the matter to the Division of Public Assistance Fraud for investigation.

(c) The governing board shall adopt an electronic transfer system for the dissemination of funds in accordance with this subsection, which shall be fully implemented within 3 years after plan approval unless a waiver is obtained from the governing board.

(d) The Office of Program Policy Analysis and Government Accountability shall assess the implementation, efficiency, and outcomes of the revised school readiness program and report findings to the President of the Senate and the Speaker of the House of Representatives by January 1, 2002. Subsequent reviews shall be conducted at the direction of the Joint Legislative Auditing Committee.

(13) EVALUATION AND ANNUAL REPORT.—Each coalition shall conduct an evaluation of the effectiveness of its school readiness program including performance standards and outcome measures, and shall provide an annual report to the governing board. This report must conform to the content and format specifications set by the governing board. The governing board must include an analysis of the coalition reports in its annual report.

(14) CONFLICTING PROVISIONS.—In the event of a conflict between the provisions of this section and federal requirements, the federal requirements shall control.

Section 2. Section 229.567, Florida Statutes, is created to read:

229.567 School readiness screening system.—The Department of Education shall require that the school readiness screening system adopted by the State School Readiness Governing Board be utilized uniformly by all school districts.

Section 3. Subsection (11) is added to section 216.136, Florida Statutes, 1998 Supplement, to read:

216.136 Consensus estimating conferences; duties and principals.—

(11) SCHOOL READINESS PROGRAM ESTIMATING CONFERENCE.—

(a) Duties.—

1. The School Readiness Program Estimating Conference shall develop such estimates and forecasts of the number of children eligible for school readiness programs in accordance with the eligibility standards established pursuant to this act as the Conference determines are needed to support the State planning, budgeting, and appropriations process.

2. In addition, the School Readiness Program Estimating Conference shall estimate the unduplicated count of children who are eligible for services under the school readiness program.

3. *The School Readiness Governing Board shall provide information on needs and waiting lists for school readiness program services requested by the School Readiness Program Estimating Conference or individual conference principals in a timely manner.*

(b) *Principals.—The Executive Office of the Governor, the Director of Economic and Demographic Research, and professional staff who have forecasting expertise from the School Readiness Governing Board, the Department of Children and Family Services, the Department of Education, the Senate, and the House of Representatives, or their designees, are the principals of the School Readiness Program Estimating Conference. The principal representing the Executive Office of the Governor shall preside over sessions of the conference.*

Section 4. Subsection (2) of section 414.026, Florida Statutes, 1998 Supplement, is amended to read:

414.026 WAGES Program State Board of Directors.—

(2)(a) The board of directors shall be composed of the following members:

1. The Commissioner of Education, or the commissioner's designee.
2. The Secretary of Children and Family Services.
3. The Secretary of Health.
4. The Secretary of Labor and Employment Security.
5. The Secretary of Community Affairs.
6. The Secretary of Transportation, or the secretary's designee.
7. The director of the Office of Tourism, Trade, and Economic Development.
8. *The chair of the State School Readiness Governing Board.*

9.8. The president of the Enterprise Florida workforce development board, established under s. 288.9620.

10.9. The chief executive officer of the Florida Tourism Industry Marketing Corporation, established under s. 288.1226.

11.40. Nine members appointed by the Governor, as follows:

a. Six members shall be appointed from a list of ten nominees, of which five must be submitted by the President of the Senate and five must be submitted by the Speaker of the House of Representatives. The list of five nominees submitted by the President of the Senate and the Speaker of the House of Representatives must each contain at least three individuals employed in the private sector, two of whom must have management experience. One of the five nominees submitted by the President of the Senate and one of the five nominees submitted by the Speaker of the House of Representatives must be an elected local government official who shall serve as an ex officio nonvoting member.

b. Three members shall be at-large members appointed by the Governor.

c. Of the nine members appointed by the Governor, at least six must be employed in the private sector and of these, at least five must have management experience.

The members appointed by the Governor shall be appointed to 4-year, staggered terms. Within 60 days after a vacancy occurs on the board, the Governor shall fill the vacancy of a member appointed from the nominees submitted by the President of the Senate and the Speaker of the House of Representatives for the remainder of the unexpired term from one nominee submitted by the President of the Senate and one nominee submitted by the Speaker of the House of Representatives. Within 60 days after a vacancy of a member appointed at-large by the Governor occurs on the board, the Governor shall fill the vacancy for the remainder of the unexpired term. The composition of the board must generally reflect the racial, gender, and ethnic diversity of the state as a whole.

(b) The board of directors shall annually elect a chairperson from among the members appointed by the Governor. The board of directors shall meet at least once each quarter. A member appointed by the Governor may not authorize a designee to attend a meeting of the board in

place of the member. The Governor may remove an appointed member for cause, and an absence from three consecutive meetings results in automatic removal, unless the member is excused by the chairperson.

(c) Members of the board shall serve without compensation, but are entitled to reimbursement for per diem and travel expenses as provided in s. 112.061.

Section 5. Paragraph (a) of subsection (2) of section 624.91, Florida Statutes, 1998 Supplement, is amended to read:

624.91 The Florida Healthy Kids Corporation Act.—

(2) LEGISLATIVE INTENT.—

(a) The Legislature finds that increased access to health care services could improve children's health and reduce the incidence and costs of childhood illness and disabilities among children in this state. Many children do not have comprehensive, affordable health care services available. It is the intent of the Legislature that the Florida Healthy Kids Corporation provide comprehensive health insurance coverage to such children. The corporation is encouraged to cooperate with any existing health service programs funded by the public or the private sector and to work cooperatively with the State School Readiness Governing Board.

Section 6. Paragraph (e) is added to subsection (1) of section 240.115, Florida Statutes, 1998 Supplement, to read:

240.115 Articulation agreement; acceleration mechanisms.—

(1)

(e) *The Commissioner of Education, in conjunction with the State School Readiness Governing Board, the Postsecondary Education Planning Commission, and the Education Standards Commission, shall conduct a statewide assessment to determine the extent and nature of instruction for those who work or are training to work in the fields of child care and early childhood education, as well as an assessment of the market demand for individuals trained at various levels. Based on this assessment, the Articulation Coordinating Committee shall establish an articulated career path for school readiness-related professions, which shall lead from entry-level employment in child care and early childhood education to a baccalaureate degree. The career path shall provide for the articulation of:*

1. *Vocational credit to college credit for associate in science degrees;*
2. *Credit earned in associate in science or associate in arts degree programs to credit in baccalaureate degree programs;*
3. *Credit awarded by public and private institutions; and*
4. *Credit for experiential learning associated with minimum training requirements for employment. The Articulation Coordinating Committee shall ensure that the articulation of such credit does not jeopardize the receiving institution's accreditation status.*

By fall semester 2002, the articulation agreement must guarantee the statewide articulation of appropriate coursework as established in the career path.

Section 7. *The Governor is authorized to transfer funds from the relevant state departments or agencies to the State School Readiness Governing Board to fund local school readiness coalitions during the phase-in period.*

Section 8. *The State School Readiness Governing Board shall recommend to the Legislature by February 15, 2000, whether the current appropriations and positions for Department of Children and Family Services contract managers and Department of Education Prekindergarten Early Intervention and School Readiness personnel should be phased out, or transferred in whole or in part to the governing board to provide for school readiness program staffing. If, before such time as its own staff is in place, the State School Readiness Governing Board needs staff assistance in reviewing and approving local coalition plans, the Department of Children and Family Services and the Department of Education shall provide such staff assistance.*

Section 9. *Subject to appropriation by the Legislature, the Inter-University Consortium on Child and Family Studies, with Florida State*

University as the lead university, is authorized to design and develop the concept for a child care and development center, which may be used as a model for demonstrating best practices in children's readiness for school.

Section 10. This act shall take effect upon becoming a law.

And the title is amended as follows:

On page 1, line 2 through page 2, line 30 remove from the title of the bill: all of said lines and insert in lieu thereof: An act relating to school readiness; creating s. 411.01, F.S.; providing legislative intent; providing definitions; creating the State School Readiness Governing Board; providing membership requirements, meeting requirements, public records requirements, and responsibilities and duties of the governing board; authorizing the governing board to adopt rules; providing eligibility requirements for the school readiness program; requiring performance standards and outcome measures developed and approved by the governing board to meet certain guidelines; providing for the establishment of a school readiness coalition in each county; providing membership of the coalitions; providing for implementation and phasing-in of the school readiness program; requiring the development of a plan; providing for exceptions to law; providing for coalition initiation grants; providing incentive bonuses; providing for the funding of the school readiness program; requiring each coalition to develop a reimbursement rate schedule for all programs funded by the coalition; providing requirements for school readiness agents; providing for parental choice with respect to child care arrangements and payments; requiring the governing board to adopt an electronic funds transfer system; requiring the Office of Program Policy Analysis and Government Accountability to provide consultation and assess outcomes; requiring each coalition to conduct an annual evaluation and submit a report to the governing board and requiring an annual report by the governing board that includes coalition report information; creating s. 229.567, F.S.; requiring the Department of Education to require use by the school districts of a school readiness screening system adopted by the governing board; amending s. 216.136, F.S.; creating the School Readiness Program Estimating Conference; requiring the conference to develop information relating to school readiness programs; specifying the principals of the conference; amending s. 414.026, F.S.; adding the chair of the State School Readiness Governing Board to the WAGES Program State Board of Directors; amending s. 624.91, F.S.; requiring the Florida Healthy Kids Corporation to work cooperatively with the State School Readiness Governing Board; amending s. 240.115, F.S.; requiring the Articulation Coordinating Committee to establish a career path for school readiness-related professions; authorizing the Governor to transfer funds; authorizing the State School Readiness Governing Board to make staffing recommendations; authorizing the Inter-University Consortium on Child and Family Studies to design and develop the concept for a child care and development center; providing an effective date.

WHEREAS, the voters of the State of Florida, in the November 1998 General Election, amended Section 1 of Article IX of the State Constitution to state that it is "a paramount duty of the state to make adequate provision for the education of all children residing within its borders," and

WHEREAS, the Legislature recognizes the primacy of parents as their children's first teachers and the importance of children entering the education system ready to learn, and

WHEREAS, the Legislature seeks to assist parents by providing opportunities for the state's at-risk birth-to-kindergarten population to enhance their chances for educational success by participating in quality school readiness programs that can better prepare them for school, NOW, THEREFORE,

On motion by Senator Cowin, the Senate refused to concur in the House amendment and the House was requested to recede and in the event the House refused to recede a conference committee was requested.

CONFEREES APPOINTED

The President appointed the following conferees on **CS for CS for SB's 366 and 382 and SB 708**: Senator Cowin, Chairman; Senators Holzendorf and Kirkpatrick; Alternate, Senator Myers

The action of the Senate was certified to the House.

SPECIAL ORDER CALENDAR

On motion by Senator Carlton—

CS for CS for SB 662—A bill to be entitled An act relating to expedited permitting; providing legislative intent with respect to creating a statewide one-stop permitting system; amending s. 14.2015, F.S.; deleting provisions authorizing the Office of Tourism, Trade, and Economic Development to make recommendations to the Legislature on improving permitting procedures; amending s. 288.021, F.S.; authorizing the appointment of certain economic development liaisons; creating s. 288.109, F.S.; requiring that the Department of Management Services establish a One-Stop Permitting System using the Internet; providing requirements for the system; requiring that the department develop a protocol for adding state agencies and counties to the One-Stop Permitting System; specifying the various state agencies to be provided access to the system; requiring a permit that is filed using the One-Stop Permitting System to be approved or denied within a specified time; providing for a temporary waiver of the permit fee for applications filed using the One-Stop Permitting System; providing for a permit fee reduction under certain conditions; creating s. 288.1092, F.S.; creating the One-Stop Permitting System Grant Program within the Department of Management Services; providing for grant moneys to be awarded to counties certified as Quick Permitting Counties; providing requirements for the use of grant moneys; creating s. 288.1093, F.S.; creating the Quick Permitting County Designation Program within the Department of Management Services; providing criteria under which the department may designate a county as a Quick Permitting County; creating s. 288.1095, F.S.; requiring that the Office of Tourism, Trade, and Economic Development, Enterprise Florida, Inc., and state agencies provide information on the One-Stop Permitting System and the Quick Permitting Counties; repealing ss. 403.950, 403.951, 403.952, 403.953, 403.954, 403.955, 403.9551, 403.956, 403.957, 403.958, 403.959, 403.960, 403.961, 403.9615, 403.962, 403.963, 403.964, 403.965, 403.966, 403.967, 403.968, 403.969, 403.970, 403.971, 403.972, F.S., relating to the Florida Jobs Siting Act; amending s. 403.973, F.S.; providing that certain projects located in certain counties may be certified as eligible for expedited permitting; requiring that the Office of Tourism, Trade, and Economic Development delegate certain responsibilities to a county designated as a Quick Permitting County; requiring a memorandum of agreement for projects that qualify for expedited review; providing requirements for such memoranda of agreement; deleting obsolete provisions; providing an appropriation; appropriating funds to offset reduced revenues resulting from implementing the One-Stop Permitting System; providing an effective date.

—was read the second time by title.

Senator Carlton moved the following amendments which were adopted:

Amendment 1 (743792)—On page 9, line 27, after "agencies" insert: , *water management districts*

Amendment 2 (783848)—On page 10, line 30 through page 11, line 9, delete those lines and insert:

(8) Section 120.60(1) shall apply to any permit or license filed under the One-Stop Permitting System, except the 90-day time period for approving or denying a completed application shall be 60 days. In the case of permits issued by the water management districts, each completed application that does not require governing board approval must be approved or denied within 60 days after receipt. However, completed permit applications which must be considered by a water management district governing board shall be approved or denied at the next regularly scheduled meeting after the 60-day period has expired.

Amendment 3 (973436)—On page 13, delete lines 23 and 24 and insert: *(h) Wastewater permits.*

Pursuant to Rule 4.19, **CS for CS for SB 662** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Kirkpatrick—

CS for CS for SB 252—A bill to be entitled An act relating to workforce development; directing the Division of Statutory Revision to designate certain sections of the Florida Statutes as part XI, relating to Workforce Development; transferring, renumbering, and amending s.

446.601, F.S.; conforming cross-references; deleting provisions governing services of One-Stop Career Centers; revising components of the state's workforce development strategy; transferring, renumbering, and amending s. 446.604, F.S.; providing for the state's One-Stop Career Center customer service delivery strategy; specifying partners; providing for oversight and operation of centers by regional workforce development boards and center operators; providing for transfer of responsibilities; providing for assigning and leasing of employees; providing for employment preference; providing for memorandums of understanding and sanctions; providing for electronic service delivery; authorizing Intensive Service Accounts and Individual Training Accounts and providing specifications; transferring, renumbering, and amending s. 288.9620, F.S.; providing for membership of the Workforce Development Board pursuant to federal law; providing for committees; requiring financial disclosure; authorizing the board as the Workforce Investment Board; specifying functions, duties, and responsibilities; providing for sanctions; providing for carryover of funds; requiring a performance measurement system and reporting of such; transferring, renumbering, and amending s. 446.602, F.S.; providing for membership of regional workforce development boards pursuant to federal law; prohibiting certain activities that create a conflict of interest; providing for transition; providing for performance and compliance review; correcting organizational name references; requiring a local plan; providing for oversight of One-Stop Career Centers; authorizing local committees; establishing high skills/high wages committees; transferring, renumbering, and amending s. 446.607, F.S.; conforming cross-references; providing for consolidated board membership requirements; transferring, renumbering, and amending s. 446.603, F.S.; conforming cross-references; expanding the scope of the Untried Worker Placement and Employment Incentive Act; abrogating scheduled repeal of program; creating s. 288.9956, F.S.; providing principles for implementing the federal Workforce Investment Act of 1998; providing for a 5-year plan; specifying funding distribution; creating the Incumbent Worker Training Program; providing program requirements; requiring a report; authorizing the Workforce Development Board to contract for administrative services related to federal funding; specifying contractual agreements; providing for indemnification; providing for settlement authority; providing for compliance with federal law; providing for workforce development review; providing for termination of state set-aside; creating s. 288.9957, F.S.; requiring designation of the Florida Youth Workforce Council; providing for membership and duties; providing for allocation of funds; creating s. 288.9958, F.S.; requiring appointment of the Employment, Occupation, and Performance Information Coordinating Committee; providing for membership and duties; providing for services and staff; creating s. 288.9959, F.S.; requiring appointment of the Operational Design and Technology Procurement Committee; providing for membership and duties; providing for services and staff; amending s. 288.901, F.S.; conforming a cross-reference; amending s. 288.902, F.S.; deleting an obsolete cross-reference; amending s. 414.026, F.S.; conforming a cross-reference; repealing s. 446.20, F.S., which provides for administration of responsibilities under the federal Job Training Partnership Act; repealing s. 446.205, F.S., which provides for a Job Training Partnership Act family drop-out prevention program; repealing s. 446.605, F.S., which provides for applicability of the Workforce Florida Act of 1996; repealing s. 446.606, F.S., which provides for designation of primary service providers; providing an effective date.

—was read the second time by title.

Senator Forman moved the following amendments which failed:

Amendment 1 (053154)—On page 8, line 5, after the period (.) insert: *Existing Regional Workforce Development Boards chartered under the Workforce Florida Act of 1996 shall be the local workforce investment boards pursuant to the Workforce Investment Act of 1998. Regional Workforce Development Boards shall be required to reconstitute their membership in accordance with the provisions outlined herein no later than June 30, 2000.*

Amendment 2 (132640)—On page 11, delete lines 8-10 and insert:

(7) *Training provided pursuant to Pub. L. No. 105-220, shall be provided to individuals through Individual Training*

Senator Rossin moved the following amendment which failed:

Amendment 3 (700338)—On page 14, delete lines 10-17 and insert:

(2)(a) *The Workforce Development Board shall be governed by a 27-member voting board of directors whose membership and appointment*

must be consistent with Pub. L. No. 105-220, Title I, s. 111(b), and include representatives of workers from the State AFL-CIO, a representative of a joint apprenticeship program, and representatives of the public sector in state and local government. The importance of minority and gender representation shall be considered when making appointments to the board. Additional members may be appointed when necessary to conform to the requirements of Pub. L. No. 105-220.

Senator Kirkpatrick moved the following amendments which were adopted:

Amendment 4 (074080)—On page 14, line 13, before "The" insert: *Notwithstanding s. 114.05(f), the Governor may appoint members of the current board to serve on the reconstituted board as required by this section. By June 1, 1999, the Workforce Development Board will provide to the Governor a transition plan to incorporate the changes required by this act and Pub. L. No. 105-220, specifying the timeframe and manner of changes to the board. This plan shall govern the transition, unless otherwise notified by the Governor.*

Amendment 5 (893478)—On page 18, between lines 19 and 20, insert:

(e) *Ensuring that the state does not waste valuable training resources. Thus, the board shall direct that all resources, including equipment purchased for training Workforce Investment Act clients, be available for use at all times by eligible populations as first priority users. At times when eligible populations are not available, such resources shall be used for any other state authorized education and training purpose.*

Amendment 6 (343708)—On page 20, line 28 through page 21, line 1, delete those lines and insert:

(9) *The Workforce Development Board, in collaboration with the regional workforce development boards and appropriate state agencies and local public and private service providers, and in consultation with the Office of Program Policy Analysis and Government Accountability, shall establish uniform measures and*

Amendment 7 (242058)—On page 35, delete line 31 and insert: *Investment Act of 1998 funds, Wagner Peyser, and Rapid Response*

Amendment 8 (911788)—On page 36, line 7, after "programs" insert: *, Wagner Peyser, and Rapid Response activities*

Amendment 9 (645164)(with title amendment)—On page 44, between lines 22 and 23, insert:

Section 16. *If any provision of this act or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared severable.*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 4, line 2, after the semicolon (;) insert: *providing for severability;*

MOTION

On motion by Senator Kirkpatrick, the rules were waived to allow the following amendments to be considered:

Senator Kirkpatrick moved the following amendment which was adopted:

Amendment 10 (350612)—On page 10, line 11, after the period (.) insert: *Leased employees from the department shall work under the management of a One-Stop Career Center operator, but shall retain their state employment status, including the right to participate in the Florida Retirement System and the State Group Insurance Program.*

Senators Lee and Kirkpatrick offered the following amendments which were moved by Senator Kirkpatrick and adopted:

Amendment 11 (253618)—On page 11, line 28, before the period (.) insert: *, including time to beginning of training and time to completion. The price shall ensure the fair participation of public and nonpublic*

postsecondary educational institutions as authorized service providers and shall prohibit the use of unlawful remuneration to the student in return for attending an institution. Unlawful remuneration does not include student financial assistance programs

Amendment 12 (854810)—On page 12, line 9, after the period (.) insert: *The performance evaluation must take into consideration the number of alternative funding sources.*

Amendment 13 (360088)—On page 19, line 24, after “of” insert: *public and private*

Amendment 14 (461858)—On page 26, delete lines 18-20 and insert: *all community colleges within the board’s region; those district school superintendents with authority for conducting postsecondary educational programs within the region; and a representative from a non-public postsecondary educational institution that is an authorized individual training account provider within the region. The*

Senator Kirkpatrick moved the following amendments which were adopted:

Amendment 15 (363020)—On page 36, between lines 18 and 19, insert:

4. *State Career Service employees in the Department of Labor and Employment Security may be leased or assigned to the administrative entity to provide administrative and professional functions.*

Amendment 16 (164714)—On page 37, delete lines 19-23 and insert:

(b) *By December 31, 1999, the Office of Program Policy Analysis and Government Accountability shall review the workforce development system, identifying divisions, bureaus, units, programs, duties, commissions, boards, and councils that could be eliminated, consolidated, or privatized. The office shall submit preliminary findings by December 31, 1999, and its final report and recommendations by January 31, 2000, to the President of the Senate and the Speaker of the House of Representatives. As part of the report, the Office of Program Policy Analysis and Government Accountability shall specifically identify, by funding stream, indirect, administrative, management information system, and overhead costs of the Department of Labor and Employment Security.*

Pursuant to Rule 4.19, **CS for CS for SB 252** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Kirkpatrick—

CS for 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 Office of Tourism, Trade, and Economic Development; 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; authorizing a local WAGES coalition to assign certain additional educational activities as work requirements; providing for an adjustment in the regional-participation requirement; 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; amending s. 250.10, F.S.; requiring the Adjutant General to administer a life preparation program and job readiness services; providing an appropriation of TANF funds; amending s. 414.085, F.S.; requiring that income security payments be excluded as income except as required by federal law; 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.

—was read the second time by title.

Senator Kirkpatrick moved the following amendment which was adopted:

Amendment 1 (352656)—On page 24, delete lines 18-20 and insert: *defined as a separate state program. For reporting purposes, families receiving*

Senator Silver moved the following amendment which was adopted:

Amendment 2 (401288)—On page 45, line 10 through page 46, line 2, delete those lines and insert:

Section 14. Section 414.151, Florida Statutes, is created to read:

414.151 *Diversion program for victims of domestic violence.—*

(1) *The diversion program for victims of domestic violence is intended to provide services and one-time payments to assist victims of domestic violence and their children in making the transition to independence.*

(2) *Before finding an applicant family eligible for the diversion program created under this section, a determination must be made that:*

(a) *The applicant family includes a pregnant woman or a parent with one or more minor children or a caretaker relative with one or more minor children.*

(b) *The services or one-time payment provided are not considered assistance under federal law or guidelines.*

(3) *Notwithstanding any provision to the contrary in ss. 414.075, 414.085, and 414.095, a family meeting the criteria of subsection (2) who is determined by the domestic violence program to be in need of services or one-time payment due to domestic violence shall be considered a needy family and shall be deemed eligible under this section for services through a certified domestic violence shelter.*

(4) *One-time payments provided under this section shall not exceed an amount recommended by the WAGES Program State Board of Directors and adopted by the department in rule.*

(5) *Receipt of services or a one-time payment under this section shall not preclude eligibility for, or receipt of, other assistance or services under this chapter.*

Senator Kirkpatrick moved the following amendments which were adopted:

Amendment 3 (181876)(with title amendment)—On page 46, between lines 2 and 3, insert:

Section 15. Section 414.1521, Florida Statutes, is created to read:

414.1521 Diversion program to strengthen Florida's families.—

(1) *The diversion program to strengthen Florida's families is intended to provide services and one-time payments to assist families in avoiding welfare dependency and to strengthen families so that children can be cared for in their own homes or in the homes of relatives and so that families can be self-sufficient.*

(2) *Before finding a family eligible for the diversion program created under this section, a determination must be made that the family:*

(a) *Includes a pregnant woman, a parent with one or more minor children, or a caretaker relative with one or more minor children.*

(b) *Meets the criteria of a voluntary assessment performed by the Healthy Families Florida program; or*

(c) *Meets the criteria established by the department for one or more children in the family to be at risk of abuse or neglect or threatened with harm.*

The services or one-time payments provided under this program are not assistance under federal law or guidelines.

(3) *Notwithstanding any provision to the contrary in s. 414.075, s. 414.085, or s. 414.095, a family that meets the criteria of subsection (2) shall be considered a needy family and shall be eligible for services or a one-time payment under this section.*

(4) *The Healthy Families Florida program, or the department, may establish additional criteria related to services or one-time payments. The department may establish maximum amounts of one-time payments by rule.*

(5) *Receipt of services or a one-time payment under this section does not preclude eligibility for, or receipt of, other assistance or services under this chapter.*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 3, line 9, after the first semicolon (;) insert: creating s. 414.1521, F.S.; establishing a diversion program to strengthen Florida's families; providing for determining eligibility for the program; authorizing the Healthy Families Florida program or the department to establish additional criteria for services or one-time payments under the program; providing that participation in the program does not preclude eligibility for other assistance;

Amendment 4 (560186)(with title amendment)—On page 46, between lines 2 and 3, insert:

Section 15. Section 414.159, Florida Statutes, is created to read:

414.159 Teen parent and pregnancy prevention diversion program; eligibility for services.—The Legislature recognizes that teen pregnancy is a major cause of dependency on government assistance which often extends through more than one generation. The purpose of the teen parent and pregnancy prevention diversion program is to provide services to reduce and avoid welfare dependency by reducing teen pregnancy, reducing the incidence of multiple pregnancies to teens, and assisting teens in completing educational programs.

(1) *Notwithstanding any provision to the contrary in s. 414.075, s. 414.085, or s. 414.095, a teen who is determined to be at risk of teen*

pregnancy or who already has a child shall be eligible to receive services under this program.

(2) *Services provided under this program are limited to services that are not considered assistance under federal law or guidelines.*

(3) *Receipt of services under this section does not preclude eligibility for, or receipt of, other assistance or services under this chapter.*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 3, line 9, after the first semicolon (;) insert: creating s. 414.159, F.S.; establishing a teen parent and pregnancy prevention diversion program; providing for eligibility for services under the program; providing that participation in the program does not preclude eligibility for other assistance;

Amendment 5 (834026)—On page 46, delete line 7 and insert: *choose to receive a one-time lump-sum payment of \$1,000 in lieu*

Amendment 6 (211624)(with title amendment)—On page 51, between lines 14 and 15, insert:

Section 18. Section 414.201, Florida Statutes, is created to read:

414.201 Program for dependent care for families with children with special needs.—

(1) *There is created the program for dependent care for families with children with special needs. This program is intended to provide assistance to families with children who meet the following requirements:*

(a) *The child is 13 years of age through 17 years of age;*

(b) *The child is a child with special needs, as defined by the subsidized child care program authorized under s. 402.3015; and*

(c) *The family meets the income guidelines established under s. 402.3015.*

Financial eligibility for this program shall be based solely on the guidelines used for subsidized child care, notwithstanding any financial eligibility criteria in s. 414.075, s. 414.085, or s. 414.095, to the contrary.

(2) *Implementation of this program is subject to an appropriation of funds for this purpose.*

(3) *If federal funds under the Temporary Assistance for Needy Families Block Grant provided under Title IV-A of the Social Security Act, as amended, are used for this program, the family must be informed about the federal requirements upon receipt of such assistance and must sign a written statement acknowledging and agreeing to comply with all federal requirements.*

(4) *Notwithstanding any provision of s. 414.105 to the contrary, the time limitation on receipt of such assistance shall be the limit established in subsection (a)(7) of section 408 of the Social Security Act, as amended.*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 3, line 15, after the semicolon (;) insert: creating s. 414.201, F.S.; establishing a program for dependent care for families with children with special needs; providing requirements for eligibility; providing that implementation of the program is subject to an appropriation; requiring compliance with certain federal requirements; providing a time limitation on the receipt of assistance;

Amendment 7 (304478)(with title amendment)—On page 51, between lines 14 and 15, insert:

Section 18. Subsection (5) is added to section 414.20, Florida Statutes, 1998 Supplement, to read:

414.20 Other support services.—Support services shall be provided, if resources permit, to assist participants in complying with work activity requirements outlined in s. 414.065. If resources do not permit the provision of needed support services, the department and the Department of Labor and Employment Security may prioritize or otherwise limit provision of support services. This section does not constitute an

entitlement to support services. Lack of provision of support services may be considered as a factor in determining whether good cause exists for failing to comply with work activity requirements but does not automatically constitute good cause for failing to comply with work activity requirements, and does not affect any applicable time limit on the receipt of temporary cash assistance or the provision of services under this chapter. Support services shall include, but need not be limited to:

(5) *DEPENDENT CARE.*—In addition to child care services provided under s. 402.3015, dependent care may be provided for children age 13 years and older who are in need of care due to disability and where such care is needed for the parent to accept or continue employment or otherwise participate in work activities. The amount of subsidy shall be consistent with the rates for special needs child care established by the department. Dependent care needed for employment may be provided for up to 2 years after eligibility for the WAGES program ends.

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 3, line 15, after the semicolon (;) insert: amending s. 414.20, F.S., relating to support services; providing for the provision of care for certain dependent children so that the parent may accept or continue employment or participate in work activities;

MOTION

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

Senator Kirkpatrick moved the following amendment which was adopted:

Amendment 8 (070150)(with title amendment)—On page 62, between lines 28 and 29, insert:

Section 29. *For Fiscal Year 1999–2000, \$25 million designated for WAGES under Temporary Assistance for Needy Families funding is appropriated to the Office of Tourism, Trade, and Economic Development for WAGES Program Employment Projects under section 414.030, Florida Statutes. No more than 5 percent of such funds may be expended for administrative and marketing costs related to WAGES Program Employment Projects.*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 4, delete line 11 and insert: readiness services; providing appropriations

Senator Jones moved the following amendment which was adopted:

Amendment 9 (100000)—On page 33, line 21 through page 34, line 7, delete those lines and insert:

(b) Second noncompliance: temporary cash assistance and food stamps shall be terminated for the family until the individual demonstrates compliance in the required work activity for a period of 30 days. Upon compliance, temporary cash assistance and food stamps shall be reinstated to the date of compliance. ~~Prior to the imposition of sanctions for a second noncompliance, the participant shall be interviewed to determine why full compliance has not been achieved. The participant shall be counseled regarding compliance and, if appropriate, shall be referred for services that could assist the participant to fully comply with program requirements.~~

(c) Third noncompliance: temporary cash assistance and food stamps shall be terminated for the family for 3 months. The individual shall be required to demonstrate compliance in the work activity upon completion of the 3-month penalty period, before reinstatement of temporary cash assistance and food stamps.

Prior to the imposition of sanctions, the participant shall be interviewed to determine why full compliance has not been achieved. The participant shall be counseled regarding compliance and, if appropriate, shall be referred for services that could assist the participant to fully comply with program requirements.

Pursuant to Rule 4.19, **CS for CS for SB 256** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Clary—

CS for SB 1150—A bill to be entitled An act relating to military base retention; amending s. 288.980, F.S.; providing legislative intent; providing for the role of the Florida Defense Alliance; providing funding; removing a limitation on the amount of a grant under the Florida Military Installation Reuse Planning and Marketing Grant Program; increasing a grant limitation with respect to the Florida Defense Planning Grant Program; reducing the amount of matching funds required under certain grant programs; creating the Retention of Military Installations Program; providing eligibility criteria; providing a cap on the payment of administrative expenses from certain grants; providing an appropriation; providing an effective date.

—was read the second time by title.

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

Amendment 1 (890104)—On page 6, line 22, delete “\$2 million” and insert: \$1.2 million

Amendment 2 (891020)—On page 7, delete lines 17-19 and insert: *Development the sum of \$800,000 to implement the programs described in section 288.980, Florida Statutes. The funding provided pursuant to this section is*

Pursuant to Rule 4.19, **CS for SB 1150** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Carlton—

CS for CS for SB 940—A bill to be entitled An act relating to eminent domain; creating s. 73.015, F.S.; requiring presuit negotiation before an action in eminent domain may be initiated under ch. 73, F.S., or ch. 74, F.S.; providing requirements for the condemning authority; requiring the condemning authority to give specified notices; requiring a written offer of purchase and appraisal and specifying the time period during which the owner may respond to the offer before a condemnation lawsuit may be filed; providing procedures; allowing a business owner to claim business damage within a specified time period; providing circumstances under which the court must strike a business-damage defense; providing procedures for business-damage claims; providing for non-binding mediation; requiring the condemning authority to pay reasonable costs and attorney’s fees of a property owner; allowing the property owner to file a complaint in circuit court to recover attorney’s fees and costs, if the parties cannot agree on the amount; providing that certain evidence is inadmissible in specified proceedings; amending s. 73.092, F.S.; deleting provisions relating to attorney’s fees for business-damage claims; amending ss. 127.01, 166.401, F.S.; restricting the exercise by counties and municipalities of specified eminent domain powers granted to the Department of Transportation; repealing ss. 337.27(2), 337.271, 348.0008(2), 348.759(2), 348.957(2), F.S., relating to limiting the acquisition cost of lands and property acquired through eminent domain proceedings by the Department of Transportation, the Orlando-Orange County Expressway Authority, or the Seminole County Expressway Authority, or under the Florida Expressway Authority Act, and relating to the notice that the Department of Transportation must give to a fee owner at the inception of negotiations to acquire land; amending s. 479.15, F.S.; prescribing duties of local governments with respect thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 940** was placed on the calendar of Bills on Third Reading.

MOTION

On motion by Senator McKay, by two-thirds vote all bills remaining on the Special Order Calendar this day were placed on the Special Order Calendar for Thursday, April 8.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Wednesday, April 7,

1999: CS for CS for SB 662, CS for CS for SB 252, CS for CS for SB 256, CS for SB 1150, CS for CS for SB 940, SB 1214, SB 1076, CS for SB 244, CS for SB's 54 and 902, CS for SB's 286, 722 and 1074, SB 730, CS for SB 738, CS for SB 912, CS for SB 336, SB 330, SB 1292, SB 1472, CS for SB 1978, CS for CS for SB 304, SB 756, SB 866, SB 2200, SB 280, SB 1018, SB 1266, SB 282, SB 1538, SB 2018, SB 1816, SB 148, CS for SB 276, SB 1642, SB 976, CS for CS for SB 980, SB 1020, CS for SB 1238, CS for SB 1326, SB 1144, CS for SB 1168, SB 1178, SB 1312, CS for SB 814, CS for SB 1306, CS for SB 982, CS for SB 1314, CS for CS for SB 972

Respectfully submitted,
John McKay, Chairman

The Committee on Transportation recommends the following pass: SB 958 with 3 amendments

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

The Committee on Commerce and Economic Opportunities recommends the following pass: SB 1686 with 2 amendments

The Committee on Governmental Oversight and Productivity recommends the following pass: CS for SB 1906

The Committee on Natural Resources recommends the following pass: SB 1944 with 2 amendments

The Committee on Transportation recommends the following pass: CS for SB 1026 with 4 amendments

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

The Committee on Commerce and Economic Opportunities recommends the following pass: CS for SB 1940

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

The Committee on Health, Aging and Long-Term Care recommends the following pass: SB 1598 with 2 amendments

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

The Committee on Criminal Justice recommends committee substitutes for the following: Senate Bills 1604 and 1618, Senate Bills 1724 and 2312, CS for SB 1820, SB 1934

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 1774

The Committee on Natural Resources recommends committee substitutes for the following: SB 2288, SB 2336, SB 2536

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 2504

The Committee on Comprehensive Planning, Local and Military Affairs recommends a committee substitute for the following: SB 1792

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

The Committee on Comprehensive Planning, Local and Military Affairs recommends a committee substitute for the following: SB 1110

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1802

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

The Committee on Comprehensive Planning, Local and Military Affairs recommends committee substitutes for the following: SB 2622, SB 2626, SB 2640

The Committee on Health, Aging and Long-Term Care recommends a committee substitute for the following: SB 1596

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 2226, SB 2326

The Committee on Criminal Justice recommends committee substitutes for the following: SB 1308, CS for SB 1516

The Committee on Education recommends a committee substitute for the following: SB 1256

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

Senate Resolutions 2658—2662—Not referenced.

By Senator Jones—

SB 2664—A bill to be entitled An act relating to Monroe County; amending chapter 69-1191, Laws of Florida, as amended; revising provisions relating to the Utility Board of the City of Key West; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Carlton—

SB 2666—A bill to be entitled An act relating to Charlotte County; providing for codification of special laws regarding special districts pursuant to chapter 97-255, Laws of Florida, relating to the East Charlotte Drainage District, an independent special tax district in Charlotte County; providing legislative intent; codifying and reenacting special acts relating to the district's charter; providing for applicability of chapters 298 and 189, Florida Statutes, and other general laws; providing a district charter; repealing chapter 65-664, Laws of Florida, chapter 80-472, Laws of Florida, chapter 85-395, Laws of Florida, and s. 1(1)(b) of chapter 91-361, Laws of Florida, relating to the East Charlotte Drainage 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 Mitchell—

SB 2668—A bill to be entitled An act relating to Baker County; providing for codification of special laws regarding special districts pursuant to chapter 97-255, Laws of Florida, relating to Baker County Hospital District and Baker County Hospital Authority; codifying and reenacting chapter 28887, Laws of Florida, 1953, chapter 30563, Laws of Florida, 1955, chapter 59-1062, Laws of Florida, chapter 63-1108, Laws of Florida, and chapter 92-265, Laws of Florida; providing for the operation of a skilled nursing facility and outpatient medical facility; providing for directors to remain in office pending the appointment of a replacement by the Governor; establishing certain powers and responsibilities of the authority; providing for certain financial procedures of the authority; constituting the authority as an independent special district and providing for levy and collection of ad valorem taxation within the district; appropriating a portion of pari-mutuel revenues for the purposes of the authority; providing that all authority property shall be exempt from taxation of every kind; repealing section 2A, chapter 28887, Laws of Florida, 1953, as amended, relating to the building, erecting, equipping, maintaining, and operating of a geriatric center; providing for construction of the act; providing for repeal of special acts relating to the Baker County Hospital District and Baker County Hospital Authority; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Mitchell—

SB 2670—A bill to be entitled An act relating to Citrus County Mosquito Control District; codifying the district charter; re-creating the district as an independent special district; providing for a board of commissioners; providing for elections; providing boundaries; providing for construction; providing for severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Campbell—

SB 2672—A bill to be entitled An act relating to the Hillsboro Inlet District, Broward County; combining and codifying chapter 96-541, Laws of Florida, chapter 94-454, Laws of Florida, chapter 83-381, Laws of Florida, chapter 75-351, Laws of Florida, chapter 73-422, Laws of Florida, chapter 63-1178, Laws of Florida, chapter 61-1966, Laws of Florida, and chapter 57-1183, Laws of Florida, which created and incorporated a special taxing district in Broward County, known as the Hillsboro Inlet and Maintenance District; repealing all prior special acts of the Legislature relating to the Hillsboro Inlet District; providing for an amendment to the charter section titled "Prevention of Erosion of City of Pompano Beach Area," previously codified under chapter 75-351, Laws of Florida, to allow the district to perform erosion prevention activities to the extent possible with existing district equipment and littoral sands pursuant to part I of ch. 161, F.S.; providing that this act shall take precedence over any conflicting law to the extent of such conflict; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

Senate Resolutions 2674—2676—Not referenced.

By Senator Saunders—

SB 2678—A bill to be entitled An act relating to Lee County; amending ch. 74-522, Laws of Florida, as amended; redesignating the Lee County Sheriff's Department as the Lee County Sheriff's Office; revising qualifications for membership on the civil service board; revising the date for electing board members; deleting certain limitations for classifi-

cation as members of the civil service; revising requirements for demotions in rank following the election of a new sheriff; deleting provisions authorizing a specified amount of annual leave for certain employees; deleting certain restrictions on the age at which an applicant may be employed as a deputy sheriff; deleting certain restrictions on the employment of persons with a medical discharge; revising requirements for the posting of notices of employment; clarifying provisions authorizing political activities during off-duty hours; 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 2680—A bill to be entitled An act relating to Palm Beach County; amending chapter 57-1688, Laws of Florida, relating to liens in favor of operators of hospitals under certain conditions; providing that the act applies to all hospitals in the county; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

Senate Resolutions 2682—2686—Not referenced.

By Senator Campbell—

SB 2688—A bill to be entitled An act relating to Broward County; providing for codification of special laws regarding special districts pursuant to chapter 97-255, Laws of Florida, relating to Old Plantation Water Control District, a special tax district in Broward County; providing legislative intent, and codifying and reenacting provisions of chapter 24416, Laws of Florida, 1947, chapter 25710, Laws of Florida, 1949, chapter 27425, Laws of Florida, 1951, chapter 28936, Laws of Florida, 1953, chapter 30638, Laws of Florida, 1955, chapter 59-1146, Laws of Florida, and chapter 88-468, Laws of Florida; providing for the ratification, restatement and approval of the district formation; providing the status and boundaries of the district; providing for the applicability of chapters 170, 189, 197, and 298, F.S., and other general laws; providing for a district charter; providing for compensation of board members; providing for repeal of all prior special acts related to Old Plantation Water Control District; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

COMMITTEE SUBSTITUTES

FIRST READING

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

CS for SB 1110—A bill to be entitled An act relating to county leasing; amending s. 125.35, F.S.; authorizing counties to waive sovereign immunity under specified circumstances in cases of lease or financing of airport or seaport operations or facilities or of real property; providing an effective date.

By the Committee on Education and Senator Kirkpatrick—

CS for SB 1256—A bill to be entitled An act relating to education accountability; amending s. 229.58, F.S.; revising requirements for the composition of school advisory councils; requiring school boards to develop procedures to ensure balanced school advisory council membership; amending s. 230.23, F.S.; revising provisions relating to the school improvement plan approval process; requiring the school board to hold public hearings regarding assistance and intervention; providing an effective date.

By the Committee on Criminal Justice and Senator Webster—

CS for SB 1308—A bill to be entitled An act relating to optical discs; providing definitions; requiring certain manufacturers of optical discs to mark the discs with certain information; providing penalties for failure to comply; prohibiting certain activities involving unmarked discs or discs on which the mark is altered; providing penalties; prohibiting certain activities involving altering such marks; providing penalties; providing an effective date.

By the Committees on Criminal Justice; Banking and Insurance; and Senator Clary—

CS for CS for SB 1516—A bill to be entitled An act relating to bail bonds; amending s. 648.386, F.S.; revising certain continuing education requirements; amending s. 648.44, F.S.; revising requirements relating to bail bond agents; amending s. 903.21, F.S.; providing a definition; amending s. 903.26, F.S.; requiring discharge of a forfeiture with a time certain; providing an additional criterion for discharge of a forfeiture; requiring a clerk of court to set aside a forfeiture and discharge a bond under certain circumstances; amending s. 903.27, F.S.; providing for tolling certain forfeiture operations under certain circumstances; amending s. 903.28, F.S.; requiring remissions to be granted under certain circumstances; amending s. 903.31, F.S.; providing for expiration of certain bonds under certain circumstances; specifying nonapplication when a bond is declared forfeited; prohibiting reinstatement of original appearance bonds under certain circumstances; providing an effective date.

By the Committee on Health, Aging and Long-Term Care; and Senator Bronson—

CS for SB 1596—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for court documents that might identify a pregnant minor who petitions for a waiver of the notice requirements pertaining to her request to have her pregnancy terminated; providing findings of public necessity; providing a contingent effective date.

By the Committee on Criminal Justice and Senators Silver and Klein—

CS for SB's 1604 and 1618—A bill to be entitled An act relating to corrections; amending s. 944.801, F.S.; requiring the Department of Corrections to reevaluate vocational education programs; requiring the department to develop a plan to provide academic and vocational classes more frequently; authorizing certain minors to receive and participate in educational services without parental consent; amending s. 946.002, F.S.; amending labor requirements pertaining to inmates; amending ss. 946.31, 946.32, 946.33, F.S.; conforming funding provisions; amending s. 946.504, F.S.; providing for the Board of Trustees of the Internal Improvement Trust Fund to enter into leases with the corporation set up under this section to operate correctional work programs; providing authority for the corporation to use tax-exempt financing for constructing facilities for work programs; requiring the state to retain a secured interest equal to the pro rata portion of the state's investment; amending s. 946.515, F.S.; amending provisions specifying which commodities may be produced and sold by the corporation; creating s. 946.205, F.S.; providing for responsibilities of the Department of Corrections for cultivating and selling food items and for supervising certain work activities of inmates; creating s. 946.523, F.S.; providing for prison industry enhancement (PIE) programs; providing purposes and objectives of the programs; requiring workers' compensation coverage to be provided to inmates who participate in the programs; providing that inmates are not entitled to unemployment compensation; providing that this section is inapplicable to correctional work programs operated under ss. 946.502-946.517, F.S.; creating s. 946.524, F.S.; providing for the corporation to establish work camps; providing for the corporation to designate certain lands as the sites for such work camps; providing that the corporation may use certain inmates as workers in the work camps and may enter into contracts, as specified, to operate the work camps; amending s. 320.06, F.S.; amending provisions relating to manufacturing certain

tags and decals for the Department of Highway Safety and Motor Vehicles; repealing ss. 946.006, 946.0061, 946.007, 946.008, 946.21, 946.519, F.S., relating to correctional work programs, the inapplicability of s. 946.006(4), F.S., to those programs, correctional work program objectives, financing correctional work programs, penalties for selling goods made by prisoners, and the use of goods and services produced in correctional work programs; providing an effective date.

By the Committee on Criminal Justice and Senators Scott and Campbell—

CS for SB's 1724 and 2312—A bill to be entitled An act relating to juvenile justice; amending s. 985.211, F.S.; requiring a probable cause affidavit or written report to be made within a time certain; requiring such affidavit or report to be filed with the clerk of circuit court within a time certain; amending s. 985.213, F.S.; creating a workgroup to study the effectiveness of the risk assessment instrument; providing for a report; providing for future repeal of provisions relating to creation and use of the instrument; amending s. 985.215, F.S.; providing for increased holding times for children charged with offenses of certain severity; requiring arresting law enforcement agencies to present certain information to the state; providing an effective date.

By the Committee on Governmental Oversight and Productivity; and Senator Lee—

CS for SB 1774—A bill to be entitled An act relating to state-owned property; amending s. 230.23162, F.S.; directing the Department of Management Services to seek proposals for the use or transfer of a specified state facility; requiring the department to take steps to preserve the facility; providing an effective date.

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

CS for SB 1792—A bill to be entitled An act relating to ad valorem taxation; amending s. 193.063, F.S.; requiring, rather than authorizing, the property appraiser to grant an extension for filing a tangible personal property tax return upon request for a specified period; authorizing an additional discretionary extension; revising requirements relating to requests for extension; providing an effective date.

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

CS for SB 1802—A bill to be entitled An act relating to trust funds; creating the Florida Health Endowment Trust Fund within the State Board of Administration; providing for sources of moneys in the trust fund; providing for an annual carryforward of funds; providing for the trust fund to be used solely for the purposes of the Florida Health Endowment Association; providing a contingent effective date.

By the Committees on Criminal Justice; Banking and Insurance; and Senator Campbell—

CS for 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; providing for fees; limiting the scope of certain database searches; prescribing certain prohibited acts; modifying procedures for hold orders; 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 for severability; providing an effective date.

By the Committee on Criminal Justice and Senator Brown-Waite—

CS for SB 1934—A bill to be entitled An act relating to security of communications; amending s. 934.02, F.S.; redefining the terms "wire communication," "electronic, mechanical, or other device," and "electronic communication"; amending s. 934.03, F.S.; prohibiting intentional disclosure of certain communications; prescribing circumstances in which a person may aid in intercepting a communication; providing penalties; amending s. 934.07, F.S.; removing prostitution from offenses that may be investigated using court-ordered intercepts; amending s. 934.09, F.S.; prescribing additional procedures for interception of communications; amending s. 934.10, F.S.; providing an additional defense against civil liability; amending s. 934.23, F.S.; requiring providers of electronic communications or remote computing services to provide certain assistance; providing additional grounds for issuance of a court order; holding providers harmless in certain circumstances; providing for compensation for expenses; amending s. 934.27, F.S.; providing an additional defense against civil or criminal liability; amending s. 934.31, F.S.; providing duties of officers authorized to install and use pen registers; amending s. 934.34, F.S.; providing for assistance in the use of a per register or trap and trace device; creating s. 934.35, F.S.; providing guidelines and standards for emergency installation of pen registers and trap and trace devices; holding providers harmless in certain circumstances; providing for compensation for expenses; providing an effective date.

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

CS for SB 2226—A bill to be entitled An act relating to the sale of securities; amending s. 517.211, F.S.; providing that a sale of securities by a dealer, associated person, or issuer who is not registered with the Department of Banking and Finance may be rescinded by the purchaser; providing limited circumstances where rescission does not apply; providing that an investment adviser or associated person who engages in business without being registered with the department may have such business canceled by the purchaser; providing an effective date.

By the Committee on Natural Resources and Senator Laurent—

CS for SB 2288—A bill to be entitled An act relating to onsite sewage treatment and disposal systems; amending s. 381.0065, F.S.; defining the terms "mean annual flood line," "permanent nontidal surface water body," and "tidally influenced surface water body"; revising permitting and siting regulations; amending s. 381.0066, F.S.; providing for the use of specified fees for funding a training center; providing for a scientific research project on seasonally inundated areas and a report to the Legislature; providing an effective date.

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

CS for SB 2326—A bill to be entitled An act relating to annuities; amending s. 627.481, F.S.; prescribing conditions under which a subunit of an organized domestic or foreign nonstock corporation or an unincorporated charitable trust may enter into annuity agreements; providing an effective date.

By the Committee on Natural Resources and Senator Sullivan—

CS for SB 2336—A bill to be entitled An act relating to greenways and trails; amending s. 253.7825, F.S., providing acreage requirements for a horse park-agricultural center; repealing s. 253.787, F.S., relating to the Florida Greenways Coordinating Council; amending s. 260.012, F.S.; clarifying legislative intent; amending s. 260.013, F.S.; clarifying definitions; creating s. 260.0142, F.S.; creating the Florida Greenways and Trails Council within the Department of Environmental Protection; providing for appointment, membership, powers, and duties; amending s. 260.016, F.S.; deleting reference to the Florida Recreational Trails Council; revising powers of the Department of Environmental Protection; amending s. 260.018, F.S.; correcting cross-references; amending s. 288.1224, F.S.; providing conforming language; providing an effective date.

By the Committee on Banking and Insurance; and Senators Geller and Clary—

CS for SB 2504—A bill to be entitled An act relating to fire prevention and control; amending s. 633.061, F.S.; providing for biennial licensure of persons servicing, recharging, repairing, testing, marking, inspecting, or installing fire extinguishers and systems; providing license and permit fees; providing for prorated license fee; providing for continuing education; providing an effective date.

By the Committee on Natural Resources and Senator Diaz-Balart—

CS for SB 2536—A bill to be entitled An act relating to underground storage tank systems and the petroleum contamination cleanup program; amending s. 376.3071, F.S.; providing for funding of source-removal activities; 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; amending s. 376.30711, F.S.; providing for an innovative technology pilot program consisting of five sites eligible for state restoration funding which have low priority ranking scores; amending s. 376.30713, F.S.; providing for future legislative review; 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 for retroactive application; providing an effective date.

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

CS for SB 2622—A bill to be entitled An act relating to Monroe County; creating the City of Marathon; providing legislative intent; providing municipal boundaries and municipal powers; providing a council-manager form of government; providing for election of a city council; providing for membership, qualifications, terms, powers, and duties of its members, including the mayor; providing for a vice mayor; providing for payment of expenses; providing general powers and duties; providing circumstances resulting in vacancy in office; providing grounds for forfeiture and suspension; providing for filling of vacancies; providing for meetings; providing for keeping of records; providing for adoption, distribution, and recording of technical codes; providing a limitation upon employment of council members; providing that certain interference with city employees shall constitute malfeasance in office; providing penalties; establishing the fiscal year; providing for adoption of annual budget and appropriation; providing for appropriations amendments; providing limitations; providing for appointment of charter officers, including a city manager and city attorney; providing for removal, compensation, and filling of vacancies; providing qualifications, powers, and duties; providing for nonpartisan elections and for matters relative thereto; providing for recall; providing for initiatives and referenda; providing the city a transition schedule and procedures for first election; providing for first-year expenses; providing for adoption of transitional ordinances, resolutions, comprehensive plan, and local development regulations; providing for accelerated entitlement to state shared revenues; providing for gas tax revenue; providing for transition agreement between Monroe County and the City of Marathon; providing land descrip-

tions of the city; providing for future amendments of the charter; providing for standards of conduct in office; providing for severability; providing for a referendum approval; providing effective dates.

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

CS for SB 2626—A bill to be entitled An act relating to Lee County; creating the City of Bonita Springs; providing for municipal boundaries and municipal powers; providing for a city-manager form of government; providing for annexation and establishing a 5-year moratorium prior to the annexation of an area into the corporate limits of the City of Bonita Springs; providing for the general powers and duties to be exercised by the city; providing for nonpartisan elections of the city council, their terms and term limits; creating council districts; providing for membership, qualifications, powers, and duties of the city council including the mayor; providing for compensation and expenses of city council members; providing circumstances resulting in vacancy in the office of city council; providing grounds for forfeiture and suspension, and for filling of vacancies in the city council; providing for meetings and keeping of records; providing for referendum election; providing for campaign spending limits; providing for appointment of officers including city manager and city attorney; providing for powers and duties of city manager; providing for code of technical regulation; providing for adoption of ordinances and resolutions to include emergency ordinances; providing for first year expenses; providing for adoption of annual budget and appropriations; providing for capital programs; providing for a debt limit on the amount of outstanding long-term liabilities; providing for referendum petitions and for recall; providing for code of ethics; providing for amendments to the city charter; providing for participation in state shared revenue and local option gas taxes; providing for initial election of city council and early assumption of duties; providing for a transitional period and for county ordinances and services during the transitional period; providing effective dates; providing for an annual financial audit; providing for severability; providing for a referendum; providing an effective date.

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

CS for SB 2640—A bill to be entitled An act relating to Monroe County; creating the Village of Key Largo; providing legislative findings and intent; providing municipal boundaries and municipal powers; providing a council-manager form of government; providing for election of a village council; providing for membership, qualifications, terms, powers, and duties of its members, including the mayor; providing for a vice mayor; providing for compensation and expenses; providing general powers and duties; providing circumstances resulting in vacancy in office; providing grounds for forfeiture and suspension; providing for filling of vacancies; providing for meetings; providing for keeping of records; providing for adoption, distribution, and recording of technical codes; providing a limitation upon employment of council members; providing that certain interference with village employees shall constitute malfeasance in office; establishing the fiscal year; providing for adoption of annual budget and appropriation; providing amendments for supplemental, reduction, and transfer of appropriations; providing limitations; providing for appointment of charter officers, including a village manager and village attorney; providing for removal, compensation, and filling of vacancies; providing qualifications, powers, and duties; providing for nonpartisan elections and for matters relative thereto; providing for recall; providing for initiatives and referenda; providing the village a transitional schedule and procedures for first election; providing for first-year expenses; providing for adoption of transitional ordinances, resolutions, comprehensive plan, and local development regulations; providing for accelerated entitlement to state-shared revenues; providing for gas tax revenue; providing for a transition agreement between Monroe County and the Village of Key Largo; providing land descriptions of the village; providing for future amendments of the charter; providing for standards of conduct in office; providing for severability; providing for a referendum; providing effective dates.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Toni Jennings, President

I am directed to inform the Senate that the House of Representatives has passed HB 1941, HB 1943, HB 1945, HB 1947, HB 1955; has passed as amended HB 1949 and requests the concurrence of the Senate.

John B. Phelps, Clerk

By the Committee on Finance and Taxation; and Representative Albright and others—

HB 1941—A bill to be entitled An act relating to tax on sales, use, and other transactions; providing a short title; specifying a period during which the sale of clothing below a specified value shall be exempt from such tax; defining "clothing"; providing exceptions; authorizing the Department of Revenue to adopt rules; providing an appropriation; providing an effective date.

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

By the Committee on Finance and Taxation; and Representative Albright and others—

HB 1943—A bill to be entitled An act relating to intangible personal property taxes; amending ss. 199.023 and 199.052, F.S.; revising the definition of "affiliated group" to include limited liability companies connected through membership interest with a common parent; revising provisions which allow affiliated groups to file a consolidated return, to include such limited liability companies; amending s. 199.032, F.S.; reducing the rate of the annual tax; amending s. 199.033, F.S.; reducing the rates of the tax on securities in a Florida's Future Investment Fund to conform; amending s. 199.185, F.S.; increasing the percentage of accounts receivable that is exempt from intangible personal property taxes; retaining legislative intent to exempt all accounts receivable on a future date; increasing the exemption from the annual tax granted to natural persons; providing an exemption from the annual tax for taxpayers who are not natural persons; providing an effective date.

—was referred to the Committee on Fiscal Resource.

By the Committee on Finance and Taxation; and Representative Albright and others—

HB 1945—A bill to be entitled An act relating to state taxation; providing for a rebate of state taxes in the form of a residential electric utility credit; providing conditions with respect to the credit; providing for submission of certain information to the Public Service Commission by utilities providing residential electric utility service; providing for calculation of reimbursement amounts by the commission; providing for distribution of funds to such utilities; providing for audits; providing legislative intent with respect to the credit; directing the commission to provide certain services; providing rulemaking authority; providing an appropriation; providing an effective date.

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

By the Committee on Finance and Taxation; and Representative Albright and others—

HB 1947—A bill to be entitled An act relating to tax administration; amending s. 212.11, F.S.; revising the filing deadline applicable to sales tax dealers who are required to calculate and pay estimated tax liability; increasing the threshold for determining whether a dealer is subject to said requirement; amending ss. 212.04 and 212.15, F.S., to conform;

creating s. 213.235, F.S.; providing for determination of the annual rate of interest applicable to tax payment deficiencies; creating s. 213.255, F.S.; providing for payment of interest on overpayments of taxes, payment of taxes not due, or taxes paid in error with respect to taxes administered by the Department of Revenue if refund is not made within a specified period; providing requirements for refund applications and determination of completeness thereof; requiring a bond or other security under certain conditions; providing for interest and penalties with respect to refunds paid in error; providing application; providing for rules; amending ss. 198.15 and 198.18, F.S., relating to the rate of interest on delinquent estate taxes and taxes for which an extension is granted, s. 198.155, F.S., relating to the rate of interest on delinquent tax on generation-skipping transfers, s. 198.16, F.S., relating to the rate of interest on deficiencies in such taxes, s. 199.282, F.S., relating to the rate of interest on delinquent intangible personal property taxes, s. 201.17, F.S., relating to the rate of interest on delinquent excise taxes on documents, and s. 203.06, F.S., relating to the rate of interest on delinquent gross receipts taxes, to conform; reenacting s. 203.62, F.S., relating to the gross receipts tax on interstate and international telecommunications services, to incorporate the amendment to s. 203.06, F.S., in a reference thereto; amending s. 206.44, F.S., relating to the rate of interest on delinquent motor fuel taxes, to conform; reenacting ss. 206.06(1), 206.94, 206.97, 206.9915(3), 336.021(2)(a), and 336.025(2)(a), F.S., relating to estimated fuel taxes, tax on diesel fuel, tax on fuel and other pollutants, the ninth-cent fuel tax on motor and diesel fuel, and the local option tax on motor and diesel fuel for county transportation systems, to incorporate the amendment to s. 206.44, F.S., in references thereto; amending s. 207.007, F.S., relating to the rate of interest on delinquent tax on the operation of commercial motor vehicles, ss. 211.076 and 211.33, F.S., relating to the rate of interest on delinquent taxes and underpayment of estimated taxes on oil and gas production and severance of minerals, and s. 212.12, F.S., relating to the rate of interest on delinquent taxes on sales, use, and other transactions, to conform; reenacting ss. 193.501(6)(e), 193.503(9)(b), and 193.505(8), F.S., relating to the interest on a deferred tax liability due upon a change in assessment status of certain conservation or recreation land or historic properties, and s. 196.1997(7), F.S., relating to the interest on taxes which become due when property is no longer eligible for a historic property tax exemption, to incorporate the amendment to s. 212.12, F.S., in references thereto; amending s. 220.807, F.S., relating to the interest rate applicable to the corporate income tax code, and s. 624.5092, F.S., relating to the rate of interest on delinquent insurance premium taxes, to conform; directing the Department of Revenue to examine and report on the impact of the act; providing an effective date.

—was referred to the Committee on Fiscal Resource.

By the Committee on Finance and Taxation; and Representative Albright and others—

HB 1955—A bill to be entitled An act relating to the alcoholic beverage surcharge; amending s. 561.501, F.S.; reducing the surcharges on liquor, wine, cider, and beer sold for consumption on the premises; amending s. 561.121, F.S.; increasing the portion of the surcharge which is transferred to the Children and Adolescents Substance Abuse Trust Fund; providing an effective date.

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

By the Committee on Finance and Taxation; and Representative Albright and others—

HB 1949—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.05, F.S.; reducing the rate of the tax on charges for telecommunication service from 7 percent to 6.5 percent; providing for application of such tax; providing legislative intent to further reduce the rate in a subsequent year; amending s. 212.12, F.S., to conform; specifying the application date of such reduced rate for charges billed on a monthly cycle; providing an effective date.

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

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 6 was corrected and approved.

CO-SPONSORS

Senator Grant—CS for SB 1042.

Senator Carlton withdrew as prime sponsor of SB 1328 and Senator Lee was recorded as prime sponsor of SB 1328.

RECESS

On motion by Senator McKay, the Senate recessed at 11:59 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 2:00 p.m., Thursday, April 8.